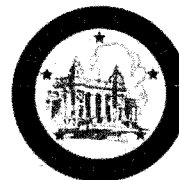


**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM**  
3.21  
(ID # 5909)

**MEETING DATE:**

Tuesday, December 12, 2017

**FROM :** EMERGENCY MANAGEMENT DEPARTMENT:

**SUBJECT:** EMERGENCY MANAGEMENT DEPARTMENT: Adoption of Resolution 2017-245 authorizing the Director of the Riverside County Emergency Medical Services Agency, or his or her designee, to access local summary criminal history information from local criminal justice agencies, and Approval of the Memorandum of Understanding Authorizing Use of the Los Angeles Superior Court's Data and Document Exchange Service. [Districts: All] [\$0]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Adopt Resolution 2017-245, authorizing access by the Director of Riverside County's Emergency Medical Service Agency, and his or her designee, to local criminal history information from local criminal justice agencies of persons applying for, or in possession of, prehospital emergency medical services credentials; and
2. Approve the Memorandum of Understanding for use of Los Angeles Superior Court's Data and Document Exchange Service; and
3. Authorize the Director of the Emergency Management Department, or his designee, to sign said Memorandum of Understanding on behalf of the County, future amendments to the Memorandum of Understanding that do not substantively change its terms, and future agreements to access local criminal history information with other local criminal justice agencies substantially in the form of said Memorandum of Understanding, as approved by County Counsel.

**ACTION:** Policy


  
Bruce Barton, EMD Director 11/27/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Tavaglione, seconded by Supervisor Jeffries and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Perez and Ashley  
Nays: None  
Absent: Washington  
Date: December 12, 2017  
xc: EMD

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	N/A	\$	\$	\$
<b>NET COUNTY COST</b>	\$	\$	\$	\$
<b>SOURCE OF FUNDS: N/A</b>			<b>Budget Adjustment: N/A</b>	
			<b>For Fiscal Year: 17/18</b>	

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

The Riverside County Emergency Medical Services Agency (REMSA) issues credentials to prehospital emergency medical services personnel. The Board of Supervisors approved Resolution No. 2010-086 on March 2, 2010 (item #3.7), authorizing REMSA to access summary criminal history information at the state and federal levels for persons applying for initial prehospital emergency medical services certification. REMSA also needs to access information from county Superior Courts and other local criminal justice agencies, since applicants can work in different counties and each county issues its own certification. This resolution satisfies California Penal Code section 13300(b)(11), requiring the city council, board of supervisors, or governing board of a city, county or district to specifically authorize access to local summary criminal history information from local criminal justice agencies, as defined in the statute, for fulfilling employment, licensing, or certification duties.

The Memorandum of Understanding for use of the Los Angeles Superior Court Data and Document Exchange Service grants to the Director of REMSA and his or her designees online access to the service free of charge and for official use only. The attached resolution and delegation of authority to the REMSA Director and his or her designees allow REMSA to enter into agreements with local criminal justice agencies, such as other Superior Courts located in other counties, as the need arises.

**Impact on Citizens and Businesses**


Access to local summary criminal history information allows REMSA to better protect the citizens of Riverside County through screening of credentialed personnel.

**Attachments**

Resolution 2017-245

Memorandum of Understanding for use of the Los Angeles Superior Court Data and Document Exchange Service

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

  
\_\_\_\_\_  
Gregory V. Priamos, Director County Counsel 11/28/2017

1 **Board of Supervisors**

**County of Riverside**

2 **RESOLUTION NO. 2017-245**

3 **RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE**  
4 **AUTHORIZING ACCESS TO LOCAL SUMMARY CRIMINAL HISTORY INFORMATION FROM**  
5 **LOCAL CRIMINAL JUSTICE AGENCIES OF PERSONS APPLYING FOR OR IN**  
6 **POSSESSION OF PREHOSPITAL EMERGENCY MEDICAL SERVICES CERTIFICATION OR**  
7 **LICENSURE**

8 WHEREAS, California Penal Code section 13300(b)(11) authorizes cities, counties, or  
9 districts, or any officer or official thereof, to access local summary criminal history information from  
10 local criminal justice agencies, as defined therein, ("Local Criminal Justice Agencies"), for fulfilling  
11 employment, licensing, or certification duties upon specific authorization by the city council, board  
12 of supervisors, or governing board of these local entities; and

13 WHEREAS, California Penal Code section 13300(b)(11) requires that local criminal justice  
14 agencies give access to such local entities when the local summary criminal history information is  
15 required to implement a statute, regulation, or ordinance that expressly refers to specific criminal  
16 conduct applicable to the subject person of the local summary criminal history information, and  
17 contains a requirement or exclusion, or both, expressly based upon the specified criminal  
18 conduct; and

19 WHEREAS, pursuant to California Health and Safety Code section 1798.200, Riverside  
20 County's Emergency Medical Services Agency may deny, suspend, or revoke certification or  
21 licensure to any person convicted of any crime that is substantively related to the qualifications,  
22 functions or duties of prehospital emergency medical services personnel, with the record of  
23 conviction or a certified copy of the record being conclusive evidence of the conviction.

24 NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of  
25 the County of Riverside, State of California, in regular session assembled on December 12, 2017,  
26 that the Director of the Riverside County Emergency Medical Services Agency, and his or her  
27 designees, are hereby authorized to access local summary criminal history information from Local  
28

FORM APPROVED COUNTY COUNSEL  
BY:  THOMAS OH  
DATE: 11/27/17

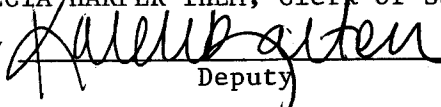
1 Criminal Justice Agencies on all prehospital personnel requesting, or in possession of, licensing,  
2 certification, or authorization from this County.

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ROLL CALL:

Ayes: Jeffries, Tavaglione, Perez and Ashley  
Nays: None  
Absent: Washington

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on the date therein set forth.

KECIA HARPER-IHEM, Clerk of said Board  
By  Deputy

CLERK'S COPY

to Riverside County Clerk of the Board, Stop 1010  
Post Office Box 1147, Riverside, Ca 92502-1147  
Thank you.

**Court-Related Agency  
Memorandum of Understanding  
for use of Los Angeles Superior Court's  
Data and Document Exchange Service**

This Memorandum of Understanding ("MOU") is entered between the Superior Court of California, County of Los Angeles (LASC) and \_\_\_\_\_  
("Agency") effective \_\_\_\_\_, 2017.

1. **Purpose.** The purpose of this MOU is to memorialize the parties' understanding with regard to Agency's access to LASC maintained data and documents (Court Records) electronically provisioned by LASC to the Agency through LASC's Data and Document Exchange Service (DDES). Subject to the conditions herein, LASC grants to Agency and its authorized employees, free of charge, online access to DDES for official use only.
2. **Persons Authorized Access.** Only Agency officers and employees authorized by Penal Code section 13300, or other legal authority related to accessing local criminal history information, shall be entitled to access criminal Court Records pursuant to this MOU.
3. **Description of Services.** LASC shall electronically provision Court Records to Agency in a manner determined solely by LASC.
4. **Terms of Use/Confidentiality.** Agency acknowledges that information accessed through DDES may be confidential. Access shall be governed by all applicable privacy laws, statutes, rules, and regulations. Agency shall use data received under this MOU only to perform its official duties, for internal statistical and research purposes as permitted by law, and for fulfilling employment, certification, or licensing duties. Agency accepts sole responsibility for ensuring that its employees access DDES solely for legitimate law enforcement purposes; that its employees do not sell, assign, transfer, distribute, disseminate, misuse, or make any unauthorized disclosures of the information obtained from DDES; and that all employees comply with all other provisions of this MOU. Should any form of data breach occur, Agency bears sole responsibility for notifying the affected person(s) as required by Civil Code section 1798.29.
5. **Identity Management and Access Control.** LASC delegates user account administration functions to Agency subject to the terms and conditions prescribed by LASC, which are subject to change. User accounts will be used to authenticate Agency staff members and to authorize their access to Court Records. Sharing of user accounts by multiple individuals is prohibited. Agency further agrees to disable user accounts from the LASC-managed identity management repository immediately in the event that an Agency staff member no longer requires access to Court Records as part of his/her job duties or should the individual no longer be employed by the Agency.
6. **Fees and Transaction Volumes.** LASC will provide this service to the Agency without charge and not limit transaction volumes at this time. However, LASC will monitor Agency's usage and the costs required to provide this service. In the event that LASC deems that the costs associated with operating this service are excessive or otherwise

