

**TOBACCO LAW ENFORCEMENT  
GRANT PROGRAM**

**DOJ-PROP56-2017-18-1**

**PROPOSAL COVER SHEET**

SUBMITTED BY:

El Dorado County Sheriff


Patrol Division


Lt., Edward Falkenstein

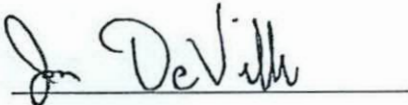
530/642-4705

[falkense@edso.org](mailto:falkense@edso.org)

Authorized Signatures:

  
John D'Agostini, Sheriff, 3/23/18

  
Andrew Wishart, Captain, 3/23/18

  
Jon DeVille, Chief Fiscal Officer, 3/23/18

El Dorado County Sheriff's Office

REQUEST FOR PROPOSAL

DOJ-PROP56-2017-18

**Scope of Work**

**I. SUMMARY**

a. **Agency Description:** El Dorado County, located in east-central California, encompasses 1,805 square miles of rolling hills and mountainous terrain. The County's western boundary contains part of Folsom Lake, and the eastern boundary is also the California-Nevada State line. The demographics for the County are: 79.5% are 18 years and over, 88% are white, 4% Asian, 0.8% black, 12.8% Hispanic, 27.6 % have some college, 20.9% have a BA, 22.5% are high school graduates, 12.3% have a graduate or professional degree, median household income is \$79,019, and the highest occupational rate of 42.4% is in management, professional and related occupations.

The El Dorado County Sheriff's Office (EDSO) is comprised of 167 sworn officers and a support staff of 209 non-sworn members, 98 of which are Correctional Officers. We are a full service law enforcement agency complete with a communications center, Records division, two jails, Patrol and Detective divisions and Community Services Officers. We also have two School Resource Officers that rotate their services between the four largest high schools in the County (Oak Ridge HS in El Dorado Hills, Union Mine HS in El Dorado, Ponderosa HS in Shingle Springs, and Golden Sierra HS in Garden Valley). We have S.T.A.R.S. (Senior Team of Active Retiree's) and Sheriff's Explorers. Our Sheriff's Office Vision Statement is "A Modern Approach to Traditional Law Enforcement Values. Total Enforcement on Crime and Criminals. Total Care for Victim's, Witnesses, and the Community, and Total Professionalism through Training and by Example." As an agency, we are committed to this vision and work hard to accomplish it so that we can enhance the communities in which we both work and live. We identify and solve problems in an attempt to reduce crime that negatively affects our community. There are approximately 128 licensed tobacco retailers in our agency's jurisdiction.

b. **Funding Requested:** This proposal is requesting \$270,774 in FY 18/19, and \$194,363 in FY 19/20, for a total project cost of \$465,137. The funding will be used to hire one full time Deputy Sheriff who will be assigned as a School Resource Officer (SRO). Our budget will be made up of the costs of Salaries, Benefits, Overtime, equipment costs, training materials, signs, social media efforts and costs of tobacco mitigation operations. Additionally, we will be purchasing and testing the new Fly Sense™ technology that monitors the air quality levels in school bathrooms to alert our SRO by cellphone when vaping is occurring.

**c. Grant Proposal Goals/Objectives:** 1) To have the Deputy Sheriff School Resource Officer connect with teenagers in a way that impacts how they perceive tobacco products. Our School Resource Officer will work with the youth to make them aware that these products can cause severe health problems and potentially kill;

2) Enforce the laws that limit access to tobacco products by underage individuals, reduce interior/exterior tobacco industry marketing, enforce/ensure compliance with all tobacco laws, including the 2016 Tobacco 21 law;

3) Educate retailers about the types of tobacco products covered under the law including electronic smoking devices;

4) Collaborate with the El Dorado Public Health Department as a partner of the Healthy Stores for a Healthy Community (HSHC) campaign on surveys to gather data on the consumption of tobacco and related products by minors.

**d. Measurable Tobacco Education and Enforcement Program Outcomes:**

The Sheriff's Office will measure success achieved through the use of these grant funds by studying the results of the semi-annual Young Adults Purchase Surveys (YATPS) conducted in partnership with the Public Health Department to gather data and measure the potential decreases in the number of retail store in the County selling tobacco and related products to under-age decoys, and by consulting with school officials on the impact of the grant-funded SRO's operations within the local schools on efforts to reduce the usage of tobacco and tobacco products within the local schools.

## **II. Problem Statement**

According to surveys conducted throughout California between 2013 - 2016 to assess product marketing and tobacco sales, El Dorado County had slightly higher percentages of tobacco product availability to minors, and usage by minors than the rest of the State of California, especially in areas where schools are located, which poses the dangers of the growth of unhealthy communities with addictive habits being formed at an early age.

More than 7,000 stores were surveyed in these studies in all 58 counties, which included convenience, supermarket, liquor, tobacco, small market, discount, drug and big-box stores. Approximately 700 individuals participated in gathering information statewide, including representatives from public health, community volunteers and youth.

The results below indicate that El Dorado County does have a problem with retail stores not following state laws regarding the sale of tobacco products to minors, and with minors having more access to tobacco related products than the rest of the State:

	EDC	CA
% of youth who use tobacco products (2016, 9-12)	22.7%	13.8%
Cost of smoking (2013)	\$35,017,267	\$7.5B
% of stores near schools that sell tobacco products (2016)	6.1%	30.6%
% of stores in low income areas that sell tobacco products (2016)	8.4%	31.2%
% of stores that sell electronic smoking devices (2016)	75.2%	62.3%
% of stores with flavored non-cigarette tobacco products (2016)	85.1%	81.8%
% of stores with flavored non-cigarette tobacco products vs. milk (2016)	85.1%/31.4%	81.8%/69.5%
% that sell little cigars and cigarillos (2016)	83.5%	78.0%
% that sell chewing tobacco (2016)	82.6%	57.2%
% that sell menthol cigarettes (2016)	90.1%	92.2%
% of stores with tobacco marketing in kid-friendly locations (2016)	34.7%	37.4%
Number of retail pharmacies that sell tobacco products (2016)	41.9%	32.5%

Each year in California 40,000 adults die from smoking, and 30,600 kids become new daily smokers. Amongst 12th graders, 17% reported using e-cigarettes vs. 14% using cigarettes, and 64.6% high school students reported they tried marijuana before cigarettes.

What we know in El Dorado County...

16.3% of adults smoke

22.7% of youth use tobacco products (2016, grades 9-12)

16% of youth use electronic smoking devices/vape

The emergence of e-cigarettes, and a concentrated use at local high- and middle-schools in El Dorado County has exacerbated the problem of short and long-term health dangers to our local communities. And since early unhealthy behavior can lead to later more serious additions to drugs and alcohol, our communities are at higher risk as minors grow up and commit crimes while under the influence of recreational drugs.

E-cigarettes are currently unregulated by any government agency and little is known about what's in the vapor. Schools in the El Dorado Hills, Shingle Springs, El Dorado, and Placerville areas, where most of the licensed tobacco retailers conduct their business, are experiencing a growth in tobacco product use, especially e-cigarettes and vaping.

### III. Project Description

The EDSO has been proactively involved in the local Young Adults Purchase Surveys (YATPS) in partnership with the Public Health Department, the local lead Agency for tobacco control for nearly 20 years.

On Saturday, March 17, 2018, 6 teams of 7 Sheriff employees (5 sworn, and 2 unsworn) and 12 Sheriff Explorer decoys, 1 Placerville Police Department Officer, and 1 Placerville Police Explorer decoy conducted a YATPS underage decoy purchase operation of tobacco products. The operation covered 99 businesses that sold tobacco products and was conducted over a six-hour period. Of the locations surveyed, 15 stores sold tobacco to an underage decoy. The employee who sold tobacco to the underage decoy was issued a misdemeanor citation for PC 308(A)(1).

#### RESULTS BY ROUTE

Cameron Park/Shingle Springs- **20 Stores - 1 Sale – 5%**

Camino/Pollock Pines - **11 Stores - 4 sales – 36%**

EDH - **12 Stores - 1 Sale – 8%**

El Dorado/Diamond Springs/Somerset - **14 Stores - 2 Sales – 14%**

Missouri Flat - **12 Stores - 2 Sales – 17%**

Placerville City Limits - **19 Stores - 3 Sales – 16%**

Georgetown/Rescue/Cool - **11 Stores - 2 Sales – 18%**

**Total Stores Surveyed = 99**

**Total Tobacco Sales = 15**

**15% of the surveyed stores sold tobacco to underage decoys**

Additional facts uncovered through this decoy operation:

- Stores still had Tobacco 18 and older signs up
- Some clerks were unaware the age requirement was now 21
- Several stores didn't even ask the decoy for ID
- Tobacco still sold to the decoy even after ID was checked if the clerk had to figure out age themselves

The EDSO will continue to survey local retail stores to determine the level of the problem, develop solutions through training, and cite violators, while maintaining a law enforcement presence at local schools to deter illegal tobacco use.

The objectives are to:

- Install 15 signs regarding tobacco-related regulations in parks, school zones, and playgrounds
- Install window stickers at each retail store reflecting age and date of law changes
- Conduct 128 local tobacco retail license inspection operations annually

- Conduct 40 weekly patrols of schools, at sporting events, playgrounds, where minors are likely to be present annually
- Install the new Fly Sense™ technology which monitors air quality to determine when students are vaping in school bathrooms, and immediately sends alerts to the SRO's cell phone
- Conduct 2 decoy operations at local retail stores that sell tobacco products annually
- Conduct 2 follow up visits to retailers that have violated the tobacco sales laws in the past on an annual basis
- Conduct 2 retailer staff education classes focusing on the tobacco purchase laws and licensing, types of required identification for purchases, and the minimum age for purchases annually
- Conduct 1 to 2 "shoulder tap" operations for non-commercial providers of tobacco products to minors such as at school dances, sporting events, etc annually
- Conduct 2 inspections of retailers to monitor that no self-service displays of tobacco products or paraphernalia are accessible to minors annually
- Collaborate with the HSHC with bi-annual surveys, and participate in a task force(s) to identify the social patterns and the types of tobacco product purchases in the County, to assist in developing area-specific youth programs that focus on healthy alternatives to supplant tobacco addiction
- Provide materials and conduct bi-annual educational workshops with all local schools, and retailers on the effects of tobacco consumption on the health of minors, and the community as a whole

#### **IV. Project Personnel**

The Sheriff's Office wants to hire: a) One Deputy Sheriff I/II School Resource Officer (SRO) to conduct the program. The current SROs patrol and respond to issues related to school law enforcement operations. The SRO hired to administer this grant would interact with retail tobacco store staff, and rotate between the four high schools, and various middle schools, focusing on patrolling and enforcing the laws addressing under-age tobacco and tobacco related use. If non-tobacco related events occur at the schools, the 2 other SROs will be contacted, or the tobacco program SRO, will account for this time, and the salary costs during that time will be charged to the County's General Fund, not to the grant. The new SRO will be hired immediately and would begin work by the week of July 7, 2018. b) The Sheriff's Office Fiscal and Patrol Divisions will be responsible for the administration of grant funding and project management.

**TOBACCO LAW ENFORCEMENT GRANT BUDGET DETAIL**

Costs Per Fiscal Year (July 1 - June 30)

<b>A. Personal Services</b>				
<i>Salaries</i>				
Classification/Positions	Computation	FY 2017-18	FY 2018-19	FY 2019-20
Deputy Sheriff III School Resource Officer	\$41.06 x 2080 hours per year, 3% increase each year		\$ 85,405	\$ 87,967
Education/Certificate Incentive	27.5% of sal for degree, Post, and other incentives		\$ 23,486	\$ 24,191
Uniform	\$700 annually		\$ 700	\$ 700
		\$ -	\$ -	\$ -
<b>SUBTOTAL</b>		\$ -	\$ 109,591	\$ 112,858
<i>Overtime</i>				
Classification/Positions	Computation	FY 2017-18	FY 2018-19	FY 2019-20
Deputy Sheriff III School Resource Officer	\$78.53 x 100 hours (3% increase each year)		\$ 7,853	\$ 8,089
		\$ -		\$ -
		\$ -	\$ -	
		\$ -	\$ -	\$ -
<b>SUBTOTAL</b>		\$ -	\$ 7,853	\$ 8,089
<i>Benefits</i>				
Classification/Positions	Computation	FY 2017-18	FY 2018-19	FY 2019-20
Deputy Sheriff III School Resource Officer	PERS (retirement - 10% increase each year)		\$ 36,670	\$ 40,337
	Medicare - 1.45% of total salary		\$ 1,589	\$ 1,636
	Health - 3% increase/year		\$ 24,691	\$ 25,432
	Unemployment - 2.5% of total salary		\$ 2,740	\$ 2,821
<b>SUBTOTAL</b>		\$ -	\$ 65,690	\$ 70,226
<b>TOTAL PERSONAL SERVICES</b>		\$ -	\$ 183,134	\$ 191,173

<b>B. Operating Expenses (e.g. supplies, signage, tobacco products, etc.)</b>				
Description	Computation	FY 2017-18	FY 2018-19	FY 2019-20
Tobacco law signs	50 signs X \$25		\$ 1,250	\$ 1,250
Tobacco Products for Decoy Ops	\$4 x 10		\$ 40	\$ 40
Educational Materials - brochures, etc.	\$5 x 100		\$ 500	\$ 500
Fly Sense -bathroom air quality monitoring device	\$995 x 10 devices, 2nd year \$150 for warranty		\$ 9,950	\$ 150
cell phone charges 60 mons x \$39 paid with County fund	General Fund paid	\$ -	\$ -	\$ -
<b>TOTAL</b>		\$ -	\$ 11,740	\$ 1,940

**TOBACCO LAW ENFORCEMENT GRANT BUDGET DETAIL**

**C. Equipment (tangible items with a per-unit cost of \$5,000 or more)**

One Deputy Patrol Vehicle

Description	Computation	FY 2017-18	FY 2018-19	FY 2019-20
Chevy Tahoe	\$43,000		\$ 43,000	\$ -
Equipment/Equipment Install	13,000		\$ 13,000	\$ -
Electronics	15,000		\$ 15,000	\$ -
Installation Fees	2,900		\$ 2,900	\$ -
Striping	750		\$ 750	\$ -
<b>TOTAL</b>		\$ -	\$ 74,650	\$ -

**D. Travel Expenses/Registration Fees\***

Description and Destination	Computation	FY 2017-18	FY 2018-19	FY 2019-20
Meals, lodging, travel expenses for training and ops	5 x \$250		\$ 1,250	\$ 1,250
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
<b>TOTAL</b>		\$ -	\$ 1,250	\$ 1,250

\*For DQT-sponsored events only. Travel will only be reimbursed under the current state rate

**E. Other Expenses**

Description	Computation	FY 2017-18	FY 2018-19	FY 2019-20
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
<b>TOTAL</b>		\$ -	\$ -	\$ -

**F. Administrative Costs\***

Description	Computation	FY 2017-18	FY 2018-19	FY 2019-20
Admin costs will be borne by El Dorado County Sheriff	5% of total grant (\$23,196) will be paid with General Funds			\$ -
		\$ -	\$ -	\$ -
<b>TOTAL</b>		\$ -	\$ -	\$ -

\*Administrative costs may not exceed 5% of the total budget.



TOBACCO LAW ENFORCEMENT GRANT BUDGET DETAIL

SUMMARY

Budget Category	FY 2017-18	FY 2018-19	FY 2019-20	Total Request
A. Personal Services	\$ -	\$ 183,134	\$ 191,173	\$ 374,307.00
B. Operating Expenses	\$ -	\$ 11,740	\$ 1,940	\$ 13,680.00
C. Equipment	\$ -	\$ 74,650	\$ -	\$ 74,650.00
D. Travel/Registration	\$ -	\$ 1,250	\$ 1,250	\$ 2,500.00
E. Other Expenses	\$ -	\$ -	\$ -	\$ -
F. Administrative Costs		\$ -	\$ -	\$ -
<b>TOTAL PROJECT COSTS</b>	<b>\$ -</b>	<b>\$ 270,774</b>	<b>\$ 194,363</b>	<b>\$ 465,137.00</b>

# EL DORADO UNION HIGH SCHOOL DISTRICT

BOARD OF TRUSTEES

DAVID DEL RIO  
KEVIN W. BROWN  
TIMOTHY M. CARY  
LORI M. VEERKAMP  
TODD R. WHITE

*"A Place of Teaching and Learning"*

SUPERINTENDENT

STEPHEN WEHR

www.eduhsd.net

March 22, 2018

California Department of Justice  
Division of Law Enforcement  
Attn: Shannon Patterson  
1300 I Street, Suite 1140  
Sacramento, CA 95814

Subject: Letter of Support for EDSO DOJ-PROP56-2017-18 Application

Ms. Patterson,

The El Dorado Union High School District (EDUHSD) strongly supports the El Dorado County Sheriff's Office application for funding to hire one full-time Deputy Sheriff School Resource Officer (SRO) and for the purchase of one patrol vehicle. The SRO would provide law enforcement at the local County High Schools and Middle Schools. Additionally, the SRO would provide training and materials to retail store staff on compliance to the new state laws regarding advertising/promoting and the sale of tobacco products to minors, and would be aggressively enforcing these laws.

It would be a significant benefit to the El Dorado County community as well as the High School and Middle School systems should the grant program be funded. Schools and law enforcement agencies share responsibility for the safety of schools and of the communities that they serve. School and law enforcement partnerships are an essential component of safe school planning. Partnership activities may involve conducting security assessments, developing crisis-management procedures, conducting classroom law-related educational activities, and providing staff development training.

Trained, sworn law enforcement officers assigned to schools make a positive difference in establishing and maintaining safe environments that are conducive to learning. Both schools and law enforcement agencies benefit from these partnerships. Schools benefit from on-site law enforcement services, and law enforcement agencies have the opportunity to engage in a joint problem-solving process with schools to address school and community crime and violence.

If funded, this project will help EDUHSD take a proactive approach by promoting positive relationships between youth and law enforcement as well as reducing the illegal sale of tobacco products to minors.

Sincerely,



Stephen Wehr  
Superintendent

STATE CAPITOL  
P.O. BOX 947689  
SACRAMENTO, CA 95834-0686  
(916) 319-2800  
FAX (916) 319-2100

DISTRICT OFFICE  
6799 AUBURN FOLSOM ROAD, SUITE A  
GRANITE BAY, CA 95738  
(916) 774-4439  
FAX (916) 774-4433

Assembly  
California Legislature



KEVIN KILEY  
ASSEMBLY MEMBER, SIXTH DISTRICT

COMMITTEES  
VICE CHAIR, PRIVACY AND  
CONSUMER PROTECTION  
EDUCATION  
GOVERNMENTAL ORGANIZATION  
HIGHER EDUCATION  
JUDICIARY

March 20, 2018

California Department of Justice, Division of Law Enforcement  
Attn: Shannon Patterson, Staff Services Manager II  
1300 I Street, Suite 1140  
Sacramento, CA 95814

Dear Ms. Patterson,

As one of El Dorado County's representatives in the California State Assembly, I am writing in support of the County Sheriff's grant application to the Tobacco Law Enforcement Grant Program, as established under Proposition 56.

Like many areas in the state, El Dorado County is experiencing a marked increase in illicit tobacco use by students, specifically in the form of vaping. Administrators from several local schools, including Oak Ridge High School, have expressed serious concern about the rising number of underage students caught using tobacco products on school grounds. School administrators, teachers, and law enforcement are working hard to combat these new trends. Additional resources will bolster the Sheriff Department's efforts to educate students about the health risks of tobacco use, and will help to fund enforcement programs, including investigative actions and compliance checks, aimed at curbing the illegal sale of tobacco products to minors.

The grant would bring much-needed assistance to an area that is struggling to address teen smoking and vaping. I am confident that the programs the Sheriff's Department implements will strengthen enforcement of state tobacco laws, while serving to promote the health of El Dorado County youth and teens.

Thank you for your consideration of their grant application.

Sincerely,

A handwritten signature in black ink, appearing to read "K. Kiley".

KEVIN KILEY  
Assemblyman, 6th District

cc: Sheriff John D'Agostini, El Dorado County  
Aaron Palm, Principal Oak Ridge High School



**County of El Dorado  
Air Quality Management District**

345 Fair Ln. Building T-1, Placerville, CA 95667  
Tel. 530.621.7501 Fax 530.295.2774  
[www.edcgov.us/AirQualityManagement](http://www.edcgov.us/AirQualityManagement)

Dave Johnston  
Air Pollution Control Officer

March 21, 2018

California Department of Justice  
Division of Law Enforcement  
Attn: Shannon Patterson  
1300 I Street, Suite 1140  
Sacramento, CA 95814

Subject: Letter of Support for EDSO DOJ-PROP56-2017-18 Application

Ms. Patterson:

The El Dorado County Air Quality Management District (AQMD), strongly supports the El Dorado County Sheriff's Office application for funding to expand the enforcement of laws governing underage tobacco purchases by hiring one-full time Deputy Sheriff as a School Resource Officer (SRO), and purchasing one patrol vehicle to provide law enforcement at the local high and middle schools in the County. Additionally, the SRO would provide training and materials to retail store staff on compliance to new state laws regarding advertising/promoting and sale of tobacco products to minors, and aggressively enforce these laws on retail owners to prohibit sales to minors.

Should this project be funded it is anticipated that it will achieve the objectives: 1) Enforce the laws that limit access to tobacco products by underage individuals, reduce interior/exterior tobacco industry marketing, enforce/ensure compliance with all tobacco laws, including the 2016 Tobacco 21 law; 2) Educate retailers about the types of tobacco products covered under the law including electronic smoking devices, and 3) Collaborate with the El Dorado Public Health Department as a partner of the Healthy Stores for a Healthy Community (HSHC) campaign to reduce the consumption of tobacco and related products by minors.

If awarded, this project will further AQMD's goal of minimizing our residents' exposure to air contaminants. This letter of support is conceptual and not a commitment of monetary support to this project.

Respectfully,

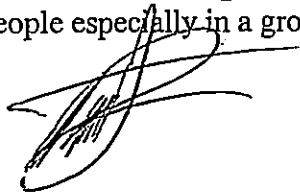
Dave Johnston  
[Dave.johnston@edcgov.us](mailto:Dave.johnston@edcgov.us)  
530-621-7578

Sheriff's Office  
300 Fair Lane  
Placerville, CA 95667

Dear Sheriff,

As owner of Santa Maria Taqueria Meat & Groceries I do not sell any type of tobacco products. We support the Sheriff's Office in protecting our children and families from buying tobacco by making sure store owners don't sell cigarettes and follow the law. These products should not be available to young people especially in a grocery market.

Respectfully,

A handwritten signature in black ink, appearing to be 'J. Garcia', written over a horizontal line.

Santa Maria Taqueria Meat & Groceries  
175 Placerville Drive  
Placerville, CA 95667