



Lieutenants Benevolent Association

40 Peck Slip, New York, NY 10038

Telephone: (212) 964-7500

Fax: (212) 964-4240

November 27, 2017

Dear Lieutenant:

The November Delegate and General Membership meeting was held on Wednesday, November 22nd, 2017, at the Hudson Council Knights of Columbus in Woodside, Queens. LBA President Lou Turco chaired the meeting and the following topics were discussed:

NYS CONSTITUTIONAL CONVENTION SOUNDLY DEFEATED: On Election Day, Tuesday, November 7th, the proposal to convene a New York State Constitutional Convention was soundly opposed by over 80% of the New York state residents who voted on the amendment. This overwhelming decision to not have a NYS Constitutional Convention was due, in no small part, to the coordinated and cohesive efforts of the employees' unions. This result exemplifies what can be accomplished with a solidified union effort. I wish to thank you, the members of the Lieutenants Benevolent Association, for participating in ensuring the security of our pensions by actively opposing such a convention be convened. In numbers there is strength and in solidarity there are results.

CURRENT ISSUES BEING FOCUSED UPON BY INTERNAL INVESTIGATIVE UNITS: Over the past several months I have mentioned that the past four years have demonstrated a significant decrease in punitive measures taken against our members. However, there are several events/incidents where our members often find themselves vulnerable to discipline; specifically, **vehicle pursuits, memo book (utilization & entries), and being equipped with a Conducted Electrical Weapon (CEW/Taser)**. Pertaining to **vehicle pursuits**, I will reiterate what I have stated at prior General Membership meetings: Our members should only permit vehicle pursuits to continue if they can readily articulate that the road/lighting/weather/time conditions/etc. were favorable to permit/continue the pursuit and/or that the escape of the perpetrator(s) posed a greater threat to society if he/she were to go unapprehended. Our members must also be aware that if they don't properly monitor and Call Off unsafe and/or inappropriate vehicle pursuits they may not be indemnified if injuries are incurred by any parties as a result of the pursuit; please refamiliarize yourselves with Patrol Guide procedure 221-15 VEHICLE PURSUITS. In regard with **Memo Books**, for some time now internal investigative units, such as the Civilian Complaint Review Board and the Internal

Affairs Bureau, review Memo Book entries, as part of their routine internal investigative process, and have issued Command Disciplines for what they deem to be improper / incomplete Memo Book entries. In one instance, an initial complaint being investigated did not allege any direct wrongdoing by the Lieutenant; however, IAB reviewed the Lieutenant's Memo Book entries and deemed them to be improper / insufficient in recording the execution / results of a Search Warrant. It has also become routine for these internal investigative units to routinely review Sergeants' and Lieutenants' Memo Books as part of their overall investigations to ensure that they are properly inspecting Sergeants' and Police Officers' Memo Books. The following information is provided so that our members may re-familiarize themselves with the pertinent Patrol Guide Procedures:

- Patrol Guide Procedure 202-13, Step 22: PLATOON COMMANDER
22. Inspect and sign ACTIVITY LOG (PDI12-145) of patrol supervisors daily.
- Patrol Guide Procedure 202-12, Step 9: SPECIAL OPERATIONS LIEUTENANT
9. Inspect and sign ACTIVITY LOGS (PD112-145) of Anti-Crime, School Safety, SNEU, CPU and, where applicable, Peddler Enforcement Sergeants each month.
- Patrol Guide Procedure 202-15, Step 17: INTEGRITY CONTROL OFFICER
17. Inspect and sign ACTIVITY LOG (PD112-145) of sergeants.
- Patrol Guide Procedure 202-10, Step 9: EXECUTIVE OFFICER
9. Inspect and sign ACTIVITY LOGS (PD112-145) of platoon commanders, special operations lieutenants and patrol supervisors at least once a month.

Lastly, a recent incident pointedly focused on the Department's emphasis on ensuring that supervisors performing patrol functions strictly conform to the dictates contained in Patrol Guide 221-08, USE OF CONDUCTED ELECTRICAL WEAPONS (CEW). Commanding officers have a role in ensuring that "all supervisors performing patrol duties in the command are trained in the use of CEWs (P.G. 221-08, step 3). Desk Officers / Platoon Commanders must "Assign CEWs to authorized uniformed members of the service at the commencement of each tour in priority order as follows: (a) One operable CEW should be maintained at the desk, (b) **One operable CEW should be assigned to each uniformed and plainclothes supervisor performing patrol duty.** Desk Officers / Platoon Commanders will "Assign any additional CEWs on each tour to authorized uniformed members of the service assigned to patrol: (a) Preference will be given first to the field training officers then the neighborhood coordination officers.

I mention these occurrences to make our members aware of such instances so that they may take steps to protect themselves from such frivolous and overzealous enforcement by the Department's and external internal investigative units.

STUDENT PROOF FOR CONTINUATION OF COVERAGE FOR ELIGIBLE FULL TIME STUDENTS: Each year the Superior Officers Council Health and Welfare, and the Lieutenants Benevolent Association, receive numerous phone calls from concerned parents stating that their children attending college (full time) have been dropped from receiving prescription benefits. This repetitive issue is easily remedied. Student proof is required **each semester** once the dependent child turns 19 years of age. Acceptable proof is a letter from either the Bursar's or Registrar's Office stating full time student status, or a bill outlining a full-time course load.

- **Proof for the spring semester is valid from February 1st to August 31st**

➤ **Proof from the fall semester if valid from September 1st to January 31st.**

Due to the high volume and rotational influx/outflow of members with dependent full-time college students, the SOC does not send out reminder notices to members to forward the student proof. It is incumbent upon the member to ensure that the proof is forwarded to the SOC Health and Welfare office. You can forward the proof by:

Mail: The SOC Health & Welfare Fund

40 Peck Slip

New York, NY 10038

Fax: 212-406-3105

DEPENDENT CHILDREN: Eligible dependent children include natural children, legally adopted children, and children for whom you have court appointed guardianship or legal custody and who are **unmarried and live with you permanently**. For the purpose of the **Dental and Optical Benefit**, eligible dependent children are covered to the **last day of the month** of their 19th or 23rd birthday (must be a full-time student after age 19). For the **Prescription Benefit**, dependent children are covered until **December 31st of the year they reach** the age of 19 or 23 years (full time student) or until the end of the semester in the year they graduate whichever comes first.

TAMIFLU NOT COVERED BY THE SOC PRESCRIPTION DRUG PLAN: The flu season is upon us and I want to remind our members that the prescription Tamiflu is not covered by the SOC Prescription Drug Plan. Tamiflu is an antiviral medication that blocks the actions of influenza virus types A and B in your body. It is used to treat influenza in people 2 weeks of age and older who **have had flu symptoms for 2 days or less**. Unfortunately, in many instances by the time flu symptoms become evident to the point where they can be accurately diagnosed this 2-day threshold has been surpassed. In addition, the prescription is cost prohibitive, potentially placing an inordinate strain on the financial resources of the overall prescription drug plan. Also, the efficacy of the medication has been hotly disputed. A contentious United Kingdom study, conducted by the Cochrane Collaboration in 2014, “concluded that the drug reduced the persistence of flu symptoms from seven days to 6.3 days in adults and to 5.8 days in children.” If you are prescribed Tamiflu we suggest you visit their website at www.tamiflu.com; you may find a coupon to assist in paying for the medication. Finally, we suggest you consider receiving an annual flu shot. The Department frequently provides this shot free of charge at specific sites throughout the City; you can contact the Medical Division at 718-760-7615 to ascertain where and when you can receive the flu shot.

2018 PERSONALIZED LBA CARDS: Attached to this e-mail is an order form to submit requests for 2018 Personalized LBA cards. Each dues paying LBA member will continue to receive 5 generic 2018 LBA cards in early December at no cost. The personalized 2018 LBA cards cost \$1.00 per card; all proceeds from the sale of the personalized cards goes to benefit the LBA's Charitable and Scholarship Fund. Order forms and samples of the cards are also posted on the “Home Page” of the LBA website, www.NYPD-LBA.org. The form includes all the information necessary to process your orders. If you have any questions regarding this matter please contact Sal DelRosario at the LBA, 212-964-7500 (Option# 2).

FEE ASSOCIATED WITH MAILING GENERIC LBA CARDS: Up Until last year, the LBA was the only union not to charge members for generic (non-personalized) courtesy (LBA) Cards. However, due to the rise in postage fees over the years, we now charge one dollar (\$1.00) per card for all **mail request for additional LBA Cards**; members in good standing will continue to receive five (5) generic LBA cards free of charge with the annual mailing. Members can receive additional generic LBA cards at no cost by seeing their LBA Board Member or Delegate, and/or by coming to the LBA office to pick up the additional cards. **We anticipate mailing out the cards to all our members starting the week of December 4th.**

LBA CALENDAR BOOKS: Historically, the LBA would mail out a Calendar Book to each Active, Retired and Life Member with the Annual Holiday Mailing. However, in recent years it has become apparent that more and more of our members no longer use a Calendar Book to track their overtime/appearances/appointments/ etc., but rather use their phones or some other electronic device to track these events. In our ongoing effort to manage expenses, we at the LBA did not want to spend money on something the members didn't readily utilize. With this in mind, we will continue to provide a Calendar Book to any member who requests one, but we will not automatically send a Calendar Book to all of our members. Also, last year the calendar book leatherette covers intentionally had no year embossed on it. This is so our member may reuse last year's cover. If you wish to receive a Calendar Book, or need a replacement calendar book cover, we simply ask that you contact the LBA office at 212-964-7500 (Option# 2) and request one be mailed out to you.

LBA FAMILY MEMBER CAR DECAL:



The Lieutenants Benevolent Association has designed and created a car decal to discretely identify vehicles belonging to our members, and their family members, as being those of an LBA member. The decals are designed to be removable so that when a member is selling their car or trading in a lease the decal can be easily removed from the vehicle. Every dues paying LBA member will receive one (1) decal included in the annual mailing. Additional LBA Family Member car decals are available for \$2 each from the LBA. Simply mail in a check, made out to the Lieutenants Benevolent Association, to the LBA (40 Peck Slip, New York, NY 10038) for the total amount to cover the number of decals you wish to order. Please make sure to include your return address so that we may forward you the decal(s).

LBA WATCH:



The LBA has identified a vendor to provide our members with the opportunity to again purchase a fine timepiece designed and produced specifically for LBA members. Each watch has its own limited-edition number on the back along with the LBA shield logo. The dial and buckle carry the LBA shield and the crown features the LBA initials. The word “LIEUTENANT” is inscribed on the side of the watch. These fine watches make great gifts and serve as a memento for Active and Retired LBA members. The watch features stainless steel construction with a custom designed 44mm sport case, sapphire crystal, swiss made chronograph movement, 330 feet water resistance, screw on case back, screw down crown and two-tone solid steel bracelet. **The price for this chronograph watch is \$250.** The LBA currently has 100 of these newly designed watches on hand, and ready to be shipped. If you would like to order one of these watches, and receive it before the holidays, we suggest you place your order no later than December 1st. If you would like to purchase this watch, please click on the following link to the [LBA Watch Order Form](#), please fill out the information on the form and mail it to the LBA.

NEXT MEETING “HOLIDAY MEETING”: Join us on Wednesday, December 13, 2017, for the Holiday Luncheon at 1200 hours at the El Caribe Country Club: 5945 Strickland Avenue Mill Basin, Brooklyn. **DOORS WILL NOT OPEN UNTIL 1130 HOURS.** LBA Treasurer, James Woods, will have numerous LBA items, including several new items, for sale at the meeting. Members wishing to purchase LBA merchandise will be able to use credit cards. I hope to see you at the meeting.

Lou Turco
President

Dennis Gannon
Recording Secretary