

**Response from Grass Valley PD under Ordinances
Experience or data to support charging for related emergency costs for
DUI arrest with no accident.**

"As discussed, I am recommending that any City refrain from collecting emergency response costs from DUI violations unless:

- (1) the DUI results in an accident;
- (2) a dispatched Code 3 emergency response exists; or
- (3) a DUI involving a pursuit occurs.

A plaintiffs' law firm has brought a class action lawsuit against many Bay Area cities and is actively seeking plaintiffs and defendants. At least one City is currently planning on litigating. We don't believe that the class action is going anywhere, but in light of the widespread disagreement across the state as to whether a City may recover emergency response costs for a DUI stop alone, we recommend that any City lie low until some kind of resolution has been reached.

We will monitor the status of this case and advise the City as developments occur. Please let me know if you have any questions."

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