

RESOLUTION NO. 20-091

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, IN SUPPORT OF ASSEMBLY BILL 1196 SEEKING TO ELIMINATE THE USE OF CAROTID ARTERY RESTRAINTS STATEWIDE BY LAW ENFORCEMENT

WHEREAS, the provisions of California Constitution Article XI, §5 vests in a charter city plenary authority over municipal affairs, free from any constraint imposed by the general law and subject only to constitutional limitations; and

WHEREAS, Carotid Restraint is defined as a form of strangulation that compress one or both carotid arteries and/or the jugular veins without compressing the airway, hence causing cerebral ischemia and a temporary hypoxic condition in the brain.

WHEREAS, the Carotid Restraint is considered to be a more serious use of force than other control holds because, under certain circumstances, it can lead to serious injury or death, yet carotid artery restraint is one of the most commonly used strangleholds by peace officers to detain suspects; and

WHEREAS, In the case of George Floyd, who was murdered by Minneapolis Police on May 25, 2020, Floyd was pinned to the ground by Officer Derek Chauvin, who pressed his knee against his neck for 8 minutes and 46 seconds in a supposed attempt at Carotid Restraint. The protocol is to let go after 15 or so seconds, even if the victim is conscious. They are supposed to be able to breathe, and if they are not, the officer is to call for medical help. Chauvin held Floyd not only for 8 minutes and 31 seconds longer than protocol, but ignored his complaints of not being able to breathe. Similar circumstances occurred for Eric Garner. These examples alone show a clear opportunity for officers abusing power or, by not knowing these time parameters, a cop can accidentally cost the victim their life even if accidentally; and

WHEREAS, law enforcement agencies such as the San Francisco and San Diego Police Department have recognized the danger of this technique and have already taken steps to prohibit it's use; and

WHEREAS, Assembly Bill 1196 seeks to prohibit the use of this dangerous technique state wide,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON DOES HEREBY RESOLVE, FIND, DETERMINE, AND ORDER AS FOLLOWS:

The City Council hereby resolves to support AB 1196 (Gipson) to create statewide policy eliminating the use of carotid artery restraints in law enforcement.

PASSED, APPROVED, and ADOPTED this 9th of June, 2020

Mayor Albert Robles

ATTEST:

City Clerk Donesia Gause-Aldana

APPROVED AS TO FORM:

City Attorney Sunny K. Soltani

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia Gause-Aldana , City Clerk of the City of Carson, California hereby attest to and certify that the foregoing resolution, being Resolution No. 20-091 adopted by the Carson City Council at its meeting held on the 9th day of June, 2020, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

