

1 TITLE 14. Natural Resources

2 Division 1.5. Department of Forestry and Fire Protection

3 Chapter 7. Fire Protection

4 Article 5. Standards for Cooperative Fire Protection Contracts During

5 the Non-fire Season

6 Version 11/4/05

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9 §1261. Standards for Personnel Assignment and Cost Apportionment.

10 (a) ~~No more than 50 percent of the Fire Captains and Fire~~
11 ~~Apparatus Engineers assigned within a Ranger Unit may be committed to~~
12 ~~cooperative fire protection programs pursuant to PRC 4143/4144, within~~
13 ~~that Ranger Unit. The actual assignment of personnel within the Unit~~
14 ~~for participation in cooperative fire protection programs pursuant to~~
15 ~~PRC 4143/4144 will be determined after first assessing the needs of~~
16 ~~the Department's non-fire season work program. The 50 percent rule may~~
17 ~~be exceeded where the Director determines. The Unit Chief will insure~~
18 ~~that sufficient staff exists to carry out the Department's nonfire~~
19 ~~season work program and that the striking force and efficiency of the~~
20 ~~Department in its primary mission of wildland fire protection, as well~~
21 ~~as response to major fires or other natural disasters, will not be~~
22 ~~reduced or impaired.~~

23 (b) The number of PRC 4144 post positions provided by the
24 Department to staff a single fire engine will ~~not exceed one~~ be
25 sufficient to meet the operational needs established by the Director's
Amador Policy. ~~f~~For purposes of this subsection, a "post position" is

1 a position which is staffed at a California Department of Forestry and
2 Fire Protection facility 24-hours per day, seven days per week, for
3 the period specified by agreement.

4 (c) At the request of the ~~county~~ contracting entity, the Director
5 may provide personnel for the functions of program administration,
6 chief officer response training, fire prevention and/or emergency
7 command center services~~7.~~ ~~at a cost to the county which reflects the~~
8 ~~difference between the non fire mission and fire mission rates. These~~
9 ~~rates shall include employee benefits and cash payment for overtime.~~
10 ~~Personnel assigned to these functions shall not be subject to the 50~~
11 ~~percent rule as set forth in subsection (a).~~ The contracting city,
12 county, special district, other political subdivision of the state, or
13 contracting person, firm, association, corporation, or other political
14 subdivision of the state or corporation shall be apportioned the
15 additional cost for extended staff availability for 24-hour emergency
16 response, for state personnel assigned to staff fire engines. This
17 rate will be determined annually by the Director, plus staff benefit
18 costs attributable to the apportionment, and total unplanned overtime
19 pay. The Department shall recover its actual additional costs.

20 (d) ~~The costs to the Department resulting from the inability of~~
21 ~~engine company response personnel to reduce compensating time off~~
22 ~~(CTO) balances incurred during the fire season shall be apportioned as~~
23 ~~costs to the county.~~ The Director shall apportion these costs
24 according to the following formula:
25

1 (1) The staffing formula shall be ~~3.00 persons per post~~
2 ~~position to provide for fire engine coverage, consistent with a 72 hour~~
3 provide sufficient post positions for fire engine coverage, consistent
4 with the current collective bargaining agreement MOU titled "Bargaining
5 Unit 8 Firefighter" work week criterion for each employee.

6 (2) This formula includes allowances for taking sick leave and
7 vacation, and CTO and is designed to apportion actual costs incurred
8 by the Department to the local agency. ~~the county the costs to the~~
9 ~~Department resulting from the inability of its employees to reduce CTO~~
10 ~~balances incurred during the fire season.~~

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