

State of California
Department of Justice

Memo to: All Commissioners

Date: March 22, 1963

From: Executive Officer

Subject: Commission Meeting - April 3, 1963 - 1:00 p.m.
Room 400, State Department of Education
721 Capitol Avenue, Sacramento

Proposed Agenda:

1. Call to Order.
2. Approval of Minutes of February 6, 1963.
3. Approval of Expense Claims.
4. Legislation affecting Commission
 - a. AB 1888
 - b. AB 1820
 - c. AB 1821
 - d. AB 833
5. Proposed Master Plan for Peace Officer Training.
6. Date and Place of next meeting.
7. Adjourn.


GENE S. MUEHLEISEN

State of California
Department of Justice

19th
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

MINUTES
April 3, 1963
Sacramento

The meeting was called to order at 1:07 p.m. by Chairman Andersen. A quorum was present:

ROBERT T. ANDERSEN, Chairman
DAN KELSAY, Vice Chairman
HOWARD W. CAMPEN
ALLEN B. COTTAR
LOHN R. FICKLIN
JAMES V. HICKS
WILLIAM J. MC CANN
GEORGE H. BRERETON, Representing Attorney General

Also Present: ERNEST KRAMER, Department of Education
JOHN P. PEPER, Department of Education
WAYNE ROUSE, Department of Education
WINSTON SILVA, Department of Education
WILLIAM MELNICOE, Professor, Police Science
Sacramento State College
GENE S. MUEHLEISEN, Executive Officer
GEORGE H. PUDDY, Assistant
MISS LISA KALE, Stenographer
MRS. BEVERLY CHAPMAN, Stenographer

Absent: MARTIN C. MC DONNELL
ROBERT S. SEARES

INTRODUCTION OF GUESTS - Guests were introduced and appreciation was expressed for the fine cooperation received from Mr. Kramer and his staff.

APPROVAL OF MINUTES - There being no corrections or additions to the minutes of February 6, 1963 they were approved upon a motion by Hicks, seconded by Brereton, carried unanimously.

APPROVAL OF EXPENSE CLAIMS - Upon a motion by Commissioner Cottar seconded by Hicks, the following expense claims of the Executive Officer were declared approved by Chairman Andersen:

February 5, thru March 1, 1963	Fresno, Stockton, Palo Alto, San Jose, Berkeley, San Luis Obispo, Porterville, El Centro, Glendale, San Diego	\$190.03
March 28 thru March 30, 1963	Santa Maria, Coalinga, Paso Robles	36.10
		<u>36.10</u>
		\$226.13

STATUS REPORT - The Executive Officer briefly discussed the current status report and pointed out that the letter recently sent by Attorney General Stanley Mosk to cities which did not meet the standards had caused several small cities to enter the Program.

JURISDICTIONS WHICH MEET P:O. S. T. STANDARDS

	<u>1960</u>	<u>Present</u>
<u>TOTAL JURISDICTIONS</u>	72	305
Population	9,314,014	15,780,220
Percent of Total Population	62%	92%
<u>CITIES</u>	61	271
Population	6,940,823	11,444,691
Percent of Total Population	66%	94%
<u>COUNTIES</u>	11	34
Population	2,373,218	4,335,529
Percent of Total Population	53%	87%

JURISDICTIONS WHICH DO NOT MEET P. O. S. T. STANDARDS

<u>TOTAL JURISDICTIONS</u>	356	135
Population	5,767,828	1,313,780
Percent of Total Population	38%	8%

JURISDICTIONS WHICH DO NOT MEET P. O. S. T. STANDARDS (Continued)

<u>CITIES</u>	309	111
Population	3,632,871	679,665
Percent of Total Population	34%	6%
<u>COUNTIES</u>	47	24
Population	2,134,957	634,115
Percent of Total Population	47%	13%

CITIES WHICH HAVE RAISED STANDARDS

<u>SINCE LAST REPORT</u>			<u>TOTAL NUMBER SINCE PROGRAM BEGAN</u>
<u>City</u>	<u>Population</u>	<u>No.</u>	
Amador	225	9	210
Corte Madera	6,995		
Gridley	3,835		
Palmdale	8,000		
Patterson	2,470		
Rohnert Park	3,000		
San Marcos	3,200		
Victorville	7,200		
Villa Park	1,446		
Vista	20,000		
Woodlake	- 2,700 (Does Not Meet)		
	<u>53,671</u>		

COUNTIES WHICH HAVE RAISED STANDARDS

<u>SINCE LAST REPORT</u>			<u>TOTAL NUMBER SINCE PROGRAM BEGAN</u>
<u>County</u>	<u>Population</u>	<u>No.</u>	
Kings County	38,990	1	23

TOTAL JURISDICTIONS WHICH HAVE RAISED STANDARDS

<u>SINCE LAST REPORT</u>		<u>TOTAL NUMBER SINCE PROGRAM BEGAN</u>
<u>Population</u>	<u>No.</u>	
92,661	10	233

STATUS REPORT (Continued)

	<u>1960</u>	<u>Present</u>	<u>No.</u>
TOTAL POPULATION OF CITIES	10, 573, 694	12, 124, 356	382
TOTAL POPULATION OF COUNTIES (Unincorporated Areas)	4, 508, 175	4, 969, 644	58
TOTAL POPULATION OF CALIFORNIA	15, 081, 869	17, 094, 000	440

LEGISLATION AFFECTING THE COMMISSION

A. B. 833 provides that the county or city and county may receive aid pursuant to the Peace Officer Standards and Training Law with respect to Municipal Court Marshals and Deputy Marshals and Constables of Judicial Districts if it elects that recruitment and training standards shall apply to such personnel in the county or city and county and the county has applied for such aid.

The Executive Officer reported that he had been invited to attend a meeting of the Board of Directors of the Judges, Marshals and Constables Association of California, proponents of the Bill, and that additional information would be available following the meeting.

No action was taken on A. B. 833 by the Commission at this time.

A. B. 1820 prescribes mandatory minimum standards which must be met by any person hired as a policeman or a deputy sheriff of a city or county. The Executive Officer's Analysis of this Bill, prepared at the request of the Attorney General, was provided to each Commissioner. Following a discussion of the Bill, a motion was made by McCann that the Chairman be instructed to advise the Governor and the Attorney General that A. B. 1820 is an apparent duplication of the existing law enforcement standards and training act and all items suggested have previously been considered at public hearings. Seconded by Brereton and carried.

A. B. 1821 establishes another Commission on Peace Officer Standards to study and make recommendations with respect to qualifications and training of local law enforcement officers. The Executive Officer's Analysis of the Bill, prepared for the Attorney General, was provided to each Commissioner. Following a discussion, Brereton moved that the Commission advise the Governor and the Attorney General that A. B. 1821 is opposed on the grounds that it generally duplicates the responsibilities of the present Commission on Peace Officer Standards and Training and would in no way add to the present program of increasing the efficiency of law enforcement;

and further that the standards would be mandatory rather than voluntary as established by the Legislature in 1959. Seconded by Cottar and carried.

Commissioner Campen voted in the negative in regard to the action taken on A.B. 833, A.B. 1820, and A.B. 1821. He stated that as an individual he opposed the Bills, but was firmly convinced that as a policy the Commission should not endorse or oppose any legislation as such.

A.B. 1888 increases penalty assessment to be deposited in the Peace Officers Training Fund from 5% to \$2 for every \$20 or fraction thereof, on every fine, penalty or forfeiture now subject to such penalty assessment. The Executive Officer stated that the proposed method of collecting the assessment, \$2 for every \$20 of fine or fraction thereof, was incorporated in the Bill after consulting with the Municipal Court Clerks Association of California, the Judges, Marshals, and Constables Association of California, and with Mr. Herbert B. Bronner, Chief of the Division of Audits, State Controller's Office. It was noted that the method of collection would be standardized with the Driver Training Penalty assessment on traffic fines.

Following a discussion, a motion was made by Brereton that the Governor and the Attorney General be notified that the Commission approves A.B. 1888. Seconded by Hicks and carried. Campen stated that he personally favored the increase in the penalty assessment but voted no for the reason previously mentioned. Ficklin also voted no for the same reason.

PROPOSED MASTER PLAN - Chairman Andersen noted that at the Commission meeting in Fresno on February 6, 1963, the Commission accepted "with favor and appreciation" a report of the Training Committee of the Peace Officers Association of the State of California covering a proposed master plan for peace officer training and that the Commission stated they would discuss the master plan in more detail at the next meeting. The proposed master plan for peace officer training covered the following areas:

1. College pre-service training
2. 200 hour Basic Course
3. 250 hour Intermediate Training Course
4. 80 hour Supervisory Course
5. 40 hour Administrative Management Course
6. Annual Administrative Institutes

It was recalled that in the event the revenue was increased in accordance with A.B. 1888, the Commission would be limited to reimbursements covering a 200 hour basic course, an 80 hour supervisory course, and a 40 hour administrative management course. The relative importance of the various courses listed in the master plan were discussed at length. In addition to members of the Commission, Mr. John P. Peper, State Supervisor of Peace Officer Training, took an active part in the discussion. The Executive Officer suggested that the Commission consider describing the course

requirements within the Rules and Regulations as set forth below. It was further reported that Deputy Attorney General Ray Momboisse had advised that such an enabling clause within the Rules and Regulations supplemented by "Specifications" would be legal and would permit a more practical approach than enumerating within the Administrative Code each subject to be taught.

1005 MINIMUM STANDARDS FOR TRAINING

- (a) Basic Course - The Basic Course shall consist of 143 hours of instruction in required subjects and a minimum of 57 hours of elective subjects. The prescribed course is set forth in the specification entitled "The Basic Course". Aid shall be granted for not more than 200 hours of instruction.
- (b) Supervisors Course - The Supervisors Course shall consist of 60 hours of instruction in required subjects and a minimum of 20 hours of elective subjects. The prescribed supervisory course is set forth in the specification entitled "The Supervisors' Course". Financial aid shall be granted for not more than 80 hours.
- (c) Administrative Management Course - The Administrative Management Course shall consist of 30 hours of required subjects and a minimum of 10 hours of elective subjects. The prescribed Administrative Management Course is set forth in the specification entitled, "The Administrative Management Course". Financial aid shall be granted for not more than 40 hours.

Motion by Brereton that the Commission approve in principle the establishment of a basic course consisting of a minimum of 200 hours, a supervisory course consisting of a minimum of 80 hours, and an administrative management course consisting of a minimum of 40 hours. Seconded by Kelsay, unanimously carried.

Motion by Campen, seconded by Hicks and carried unanimously that the Executive Officer be instructed to proceed with the planning of hearings on reimbursable courses to implement the policy as enunciated by the prior motion. (Attachment A)

PEACE OFFICER ACADEMY STANDARDS - It was suggested by Campen that at a future meeting, the Executive Officer explain the procedure to insure competence of instruction in Commission certified academies which are not affiliated with Junior Colleges.

BUDGET HEARINGS - The Executive Officer reported that the Commission's proposed 1963-64 budget had been approved by Budget Committees of the Assembly and the Senate.

TIME AND PLACE OF NEXT MEETING - Motion by Ficklin, seconded by Campen carried unanimously that the next meeting be held at the call of the Chair.

ADJOURNMENT - The meeting was adjourned at 4:07 p.m. in memory of Sheriff Joe Rice of Riverside County.

Gene S. Muehleisen
GENE S. MUEHLEISEN
Executive Officer