

**COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING**1601 ALHAMBRA BOULEVARD
SACRAMENTO, CALIFORNIA 95816-7083**COMMISSION MEETING AGENDA**

July 16, 1998 - 10:00 A.M.

Doubletree Hotel

Doubletree IV

3050 Bristol Street

Costa Mesa, CA

(714) 540-7000

AGENDA**CALL TO ORDER****FLAG SALUTE****MOMENT OF SILENCE HONORING PEACE OFFICERS KILLED IN THE LINE OF DUTY**

Since the last Commission meeting, the following officers have lost their lives while serving the public:

- o Officer David John Chetcuti, Millbrae Police Department
- o Officer Christopher D. Lydon, California Highway Patrol, El Cajon

ROLL CALL OF COMMISSION MEMBERS**INTRODUCTIONS****HONORING PAST COMMISSIONER**

Jody Hall-Esser, Chief Administrative Officer, City of Colver City, will be honored for her service as a Commissioner from January 1992 to November 1998 and for her service as Chairman from April 1997 to November 1997.

APPROVAL OF MINUTES

- A.1 Approval of the minutes of the April 16, 1998 regular Commission meeting held at the Doubletree Hotel in Redding.

CONSENT CALENDAR

B.1 Receiving Course Certification Report

Since the April meeting, there have been 282 new certifications, 93 decertifications, and 131 modifications.

In approving the Consent Calendar, your Honorable Commission receives the report.

B.2 Receiving Financial Report - Fourth Quarter FY 1997/98

The fourth quarter financial report will be provided at the meeting for information purposes. In approving the Consent Calendar, your Honorable Commission receives the report.

B.3 Receiving Information on New Entries into the POST Regular (Reimbursable) Program

The Snowline Joint Unified School District Police and the Grossmont-Cuyamaca Community College District have met the Commission's requirements and have been accepted into the POST Regular (Reimbursable) Program. In approving the Consent Calendar, your Honorable Commission receives the report.

B.4 Receiving Information on Withdrawals from POST Regular (Reimbursable) Program

The Patterson Police Department and the Los Angeles Metropolitan Transit Authority Police Department have disbanded in favor of services to be provided by other agencies. In approving the Consent Calendar, the Commission takes note that they are no longer part of the POST Regular Program.

B.5 Receiving Information on New Entry into the POST Specialized (Non-Reimbursable) Program

The State of California Franchise Tax Board has met the Commission's requirements and has been accepted into the ~~POST Specialized (Non-Reimbursable) Program~~. In approving the Consent Calendar, your Honorable Commission receives the report.

B.6 Receiving Information on New Entry Into the Public Safety Dispatcher Program

Procedures provide that agencies that have expressed willingness to abide by POST Regulations and have passed ordinances as required by Penal Code Section 13522 may enter into the POST Reimbursable Public Safety Dispatcher Program pursuant to Penal Code Sections 13510(c) and 13525.

In approving the Consent Calendar, your Honorable Commission notes that the Yreka Police Department has met the Commission's requirements and has been accepted into the POST Reimbursable Public Safety Dispatcher Program.

B.7 POST Advisory Committee Orientation

As requested by the Commission, information on the composition and historical developments in forming the POST Advisory Committee is included under this tab. The information has been assembled into an orientation report for new POST Advisory Committee members.

In approving the Consent Calendar, your Honorable Commission receives the orientation report.

B.8 Report on Progress to Evaluate Simon Weisenthal Museum of Tolerance - Tools for Tolerance Training Program

As requested by the Commission, the report under this tab provides a summary of activities to date and those scheduled that will result in the effectiveness evaluation of the Tools for Tolerance training program presented by the Simon Weisenthal Museum of Tolerance.

B.9 Approving a Resolution Commending Special Consultant Robbie Lake

In approving the Consent Calendar, your Honorable Commission adopts a Resolution commending Robby C. Lake, Sergeant, Sacramento Police Department, for his outstanding service to law enforcement as Project Manager of the Field Training Program. Sergeant Lake served as a Special Consultant under the POST Management Fellowship Program from January 5, 1998 through June 30, 1998.

B.10 Approving a Resolution Commending Emily Elliott-Kuszak, Retired Executive Director, Administration of Justice Program, California State University, San Jose.

In approving the Consent Calendar, your Honorable Commission adopts a Resolution commending Emily Elliott-Kuszak, who retired on ~~June 30, 1998~~, for her outstanding service to law enforcement for 20 years as Executive Director of the Administration of Justice Program, California State University, San Jose.

B.11 Approving a Resolution Commending Larry Carpenter, Retired Sheriff, Ventura County

In approving the Consent Calendar, your Honorable Commission adopts a Resolution commending Larry Carpenter, who retired on June 26, 1998, for his outstanding service to law enforcement for 33 years, including five years as Sheriff of Ventura County Sheriff's Department.

B.12 Approving a Resolution Commending Law Enforcement Consultant Gene S. Rhodes

In approving the Consent Calendar, your Honorable Commission adopts a Resolution commending Gene S. Rhodes, who retired on June 30, 1998, for his outstanding service and dedication to law enforcement for 39 years.

B.13 Approving a Resolution Commending Michael W. Sweet, Executive Legislative Secretary, Office of the Governor

In approving the Consent Calendar, your Honorable Commission adopts a Resolution commending Michael W. Sweet for his outstanding service and dedication to law enforcement during his impressive career.

STRATEGIC PLAN

C. Report on Strategic Implementation Plan Progress

Commissioner TerBorch, Chairman of the Committee on Strategic Plan Implementation, will report on the progress of implementing: (1) POST's Strategic Plan, and (2) review and approval of the 1998 Strategic Plan.

BASIC TRAINING

D. Report and Recommendation to Adopt Changes to Regular Basic Course Training Specifications Using the Notice of Proposed Action Process

As part of an ongoing review of Regular Basic Course content, POST staff and curriculum consultants (academy instructors and other subject matter experts) thoroughly review learning domain content to determine if revisions are necessary. This process occurs in regularly scheduled workshops during which curriculum and supporting material for specific domains are updated to reflect emerging training needs, complying with legislatively-mandated subject matter changes in the law, or improving student learning and evaluation.

Proposed changes to the training specifications for Learning Domains #3 Community Relations, #19 Vehicle Operations, #20 Use of Force, #24 Handling Disputes/Crowd Control, #25 Domestic Violence, #30 Preliminary Investigation, and #33 Person Searches are the result of these regularly scheduled reviews and significantly modify one or more of the elements of the domains.

At its January 22, 1998 meeting, the Commission approved a proposal to effect the same changes to Reserve Training Module "D." *Training Specifications for Reserve Training - Module "D"* will be modified to reflect the curriculum and testing changes approved by the Commission.

All proposed changes have been reviewed and endorsed by the Consortium of Academy Directors. Staff recommends that the proposed curriculum changes be adopted pursuant to the Administrative Procedures Act by using the Notice of Proposed Action Process. If approved, these changes will be effective October 1, 1998.

If the Commission concurs, the appropriate action would be a MOTION to approve the curriculum and testing changes as described in the staff report. If no one requests a public hearing, the changes would go into effect upon approval of the Office of Administrative Law as to form and procedure.

E. Request Approval of Proposal to Develop Emergency Vehicle Operations Video-Based Scenarios

The Commission has certified the presentation of a variety of vehicle operations courses statewide. These courses are undergoing curriculum review, updating, and revisions. All of these certified courses are in need of up-to-date training videos and resource materials to effectively deliver standardized training to peace officers.

It is proposed that POST contract with a law enforcement agency or another public entity with video production capabilities to produce a series of training scenarios that would be used in conjunction with the various training curriculum for vehicle operations statewide. These video-based training scenario tapes would be used in the Regular Basic Course or in agency-specific training updates to improve the trainee driver's abilities and capabilities in such areas as pursuit, emergency, or routine driving situations, skid control, braking, survival driving, legal aspects, and safety issues.

The proposal is fully described in the report under this tab.

If the Commission concurs, the appropriate action would be a MOTION to authorize the Executive Director to enter into a contract with a public entity to develop the vehicle operations video-based training scenarios at a cost not to exceed \$90,000. (ROLL CALL VOTE)

TRAINING PROGRAM SERVICES

F. Request for Approval of Agreements for Marketing of Use-of-Force Videodisc Scenarios Developed by POST and the California Highway Patrol (CHP)

On August 15, 1996, the Commission authorized an interagency agreement with the CHP for the development of use-of-force scenarios, which have been completed. The next step is to make these scenarios available to POST law enforcement agencies and other law enforcement agencies through the companies that manufacture and sell the force option training systems.

Because POST and the CHP created the scenarios and bore the cost of scenario design and development as well as the cost of video production, the investment by the hardware manufacturers is significantly reduced. As a result, the cost of these scenarios for California law enforcement agencies will be reduced to about one-third of the normal cost and will sell for approximately \$1,250.

Pursuant to past Commission direction, staff will negotiate a royalty payment with the hardware manufacturers for both POST and the CHP. That figure will be added to the sale price for scenarios sold to law enforcement agencies outside of California and returned to POST and the CHP. The Commission and the CHP have previously agreed to share any royalties on an equal basis.

If the Commission concurs, the appropriate action would be a MOTION authorizing the Executive Director to enter into a series of non-exclusive marketing agreements with companies that manufacture and sell the force option training systems.

G. Request for Approval for Contract to Develop a Hazardous Materials Awareness CD-ROM Program

There is a Federal OSHA requirement for yearly refresher training in hazardous materials for first responders at the awareness level. This requirement is monitored through Cal-OSHA and the California State Training Institute (CSTI). There is limited training available for agencies to meet this requirement.

The U.S. Air Force has developed a CD-ROM program for hazardous materials awareness and is working with a company called On Guard to commercialize selected training programs in accordance with the federal government's efforts to transfer technology to the private sector. Staff is currently reviewing the commercial version of the hazardous materials awareness program and is proposing that POST enter into an agreement with On Guard, the owner of the commercial version, to have it modified for use by law enforcement in California.

If the Commission concurs, the appropriate action would be a MOTION authorizing the Executive Director to enter into a contract with On Guard for up to \$60,000 for the development of a CD-ROM training program on hazardous materials. (ROLL CALL VOTE)

H. Request for Approval to Enter into a Memorandum of Understanding (MOU) with the U.S. Air Force for Partnering on Multimedia Projects

The U.S. Air Force plans to develop interactive multimedia courses in the areas of antiterrorism, force protection, and police training and is interested in working cooperatively with POST through a proposed memorandum of understanding (MOU). The objective of the memorandum of understanding is to establish a framework that will enable POST and the Air Force to work in a partnership that is mutually beneficial to both parties

in sharing media assets, instructional design expertise, subject matter experts, and training materials in order to support the development of high quality training programs for law enforcement and emergency response personnel.

Staff has determined that it would be beneficial for POST to work in partnership with the Air Force. Entering into the MOU supports the Strategic Plan goal for establishing partnerships in order to leverage resources. One of the benefits would be POST's access to existing and new multimedia courseware developed by the Air Force. Another benefit for POST would be having courseware developed by proven contractors that have met high quality standards established by the Air Force.

If the Commission concurs, the appropriate action would be a MOTION authorizing the Executive Director to sign a memorandum of understanding (MOU) with the U.S. Air Force for sharing POST's media assets and other resources in order to develop training programs that would be of mutual benefit to California law enforcement and the U.S. Air Force.

I. Request for Approval to Contract to Convert the First Aid/CPR Interactive Videodisc Course to CD-ROM

At its meeting on April 16, 1998, the Commission authorized spending up to \$2.25 million to reimburse agencies for the purchase of new multimedia computers that will run CD-ROM-based courseware. In addition to developing new CD-ROM-based courseware, staff has been studying what would be involved in converting the existing interactive videodisc courses to CD-ROM.

The First Aid/CPR IVD course is a good candidate for conversion as it is widely used and is needed by agencies to re-certify officers every three years in first aid and CPR. Members of agencies have indicated using this course is saving them money. It has been three years since the course was initially released so many officers will now need to be re-certified. Another reason for converting the First Aid/CPR course is that in CD-ROM format it should be highly marketable, thereby, providing a cost recovery opportunity for the Commission.

The most practical way for converting ~~the course would entail using a~~ special software utility. Dr. Barry Cohen, principal of Cohen Training Technologies and the programmer on the original version of the course, is available to do the conversion and is an expert in using the special software required to do this.

If the Commission concurs, the appropriate action would be a MOTION authorizing the Executive Director to enter into a contract with Cohen Training Technologies to convert the First Aid/CPR IVD course to CD-ROM format at a cost not to exceed \$45,000.
(ROLL CALL VOTE)

J. Request for Approval to Contract to Develop a Multimedia Training Management System

At its April 16, 1998 meeting, the Commission authorized \$2.25 million to reimburse agencies for the purchase of new interactive multimedia computers. In addition to the courseware that must be created and installed on these systems, there is a need for a multimedia training management system. This is a software application that maintains student records, tracks student performance and progress through courseware, and generates reports. Currently, each interactive videodisc (IVD) course has its own multimedia training management system and the separate systems do not communicate with one another.

Information obtained from surveys, focus group meetings, and training needs assessment meetings indicate a strong desire for a single system for all multimedia courseware. Some of the functionality requested includes the ability to enroll students once for all the multimedia courseware, having a single interface for all courseware management, and allowing the training manager to generate a single report with progress and completion information. Staff has developed specifications for a multimedia training management system that will be used in developing a request for proposal and subsequent contract for the development. The system will be designed to reside on the individual multimedia computers in the agencies, with the expectation that in the future the management system may be centralized, using the Internet to transmit data.

If the Commission concurs, the appropriate action would be MOTION authorizing the Executive Director to contract for the development of a multimedia training management system at a cost not to exceed \$75,000. (ROLL CALL VOTE)

K. Request for Approval to Contract for Presentations of Robert Presley Institute of Criminal Investigation Domestic Violence Course

As a result of receiving a Violence Against Women Act (VAWA) law enforcement training grant in the amount of \$2,929,112, POST will present six 40-hour courses to follow-up investigators on the procedures for conducting domestic violence investigations throughout the State of California. It is proposed that the San Diego Regional Training Center become the presenter of this training. The vendor currently is responsible for the design and piloting of this course. The requested contract would ensure a smooth transfer from the design phase to the delivery of the training for California law enforcement.

If the Commission concurs, the appropriate action would be a MOTION to authorize the Executive Director to enter into a contract with the San Diego Regional Training Center for six presentations of the ICI Domestic Violence Foundation Speciality Course in an amount not to exceed \$123,048 which will be funded by the Violence Against Women Act grant for FY 98/99 (ROLL CALL VOTE).

L. Request for Approval of 1998/99 Fiscal Year Contracts for Delivery of Robert Presley Institute of Criminal Investigation (ICI) Courses

Annually, at its April meeting, the Commission considers approval of recurring contracts for the upcoming fiscal year. Several such contracts supporting the Robert Presley Institute of Criminal Investigation training courses were not ready for submittal last April and are submitted on this agenda. These contracts, all renewals for FY 98/99, will be reviewed by the Finance Committee.

If Commissioners concur, the appropriate action would be a MOTION to authorize the Executive Director to enter into contracts with vendors in the amounts described for the following (ROLL CALL VOTE):

1. Robert Presley Institute of Criminal Investigation Core and Homicide Foundation Speciality Course Contract with the Sacramento Regional Criminal Justice Training Center for FY 1998/99 - \$199,003
2. Robert Presley Institute of Criminal Investigation Instructors' Workshops and Curriculum Updates with the San Diego Regional Training Center for FY 1998/99 - \$ 119,004
3. Robert Presley Institute of Criminal Investigation Core Course Contract with the San Diego Regional Training Center for FY 1998/99 - \$142,462
4. Robert Presley Institute of Criminal Investigation Core Course Contract with San Jose State University for FY 1998/99 - \$143,191
5. Robert Presley Institute of Criminal Investigation Core Course Contract with the Los Angeles Police Department for FY 1998/99 - \$89,868

COMPUTER SERVICES UNIT

M. Request for Approval to Contract with State Approved Data Processing Consultant to Develop a Feasibility Study Report (FSR) for Electronic Data Interchange

Currently, POST receives all peace officer training employment and reimbursement information from POST agencies in hard copy format. These records are prepared by training presenters, academies, and agencies and physically mailed to POST. The records are then key entered into POST's peace officer database.

In 1997 a study was performed to determine where automation would streamline existing processes, reduce the need for physical documents, reduce mailing costs, and reduce personnel costs. The study recommended the development of a system to automate these processes.

It is proposed that POST contract with a data processing consultant to design such a system and prepare the necessary feasibility study reports to gain approval from appropriate state agencies, such as the Department of Finance and the Department of Information Technology.

If the Commission concurs, the appropriate action would be a MOTION to authorize the Executive Director to enter into a contract with a State-approved data processing consulting firm to develop a Feasibility Study Report in an amount not to exceed \$75,000.

COMMITTEE REPORTS

N. Advisory Committee

Woody Williams, Chairman of the POST Advisory Committee, will report on the Committee meeting held July 15, 1998 in Costa Mesa.

O. Long Range Planning Committee

Commissioner TerBorch, member of the Long Range Planning Committee, will report on the Committee meeting held June 22, 1998 in Monterey Park.

P. Finance Committee

Commissioner Carre, Chairman of the Finance Committee, will report on the Committee meeting held on July 15, 1997 in Costa Mesa.

Q. Legislative Review Committee

Commissioner Kolender, Chairman of Legislative Review Committee, will report on the Committee meeting held July 16, 1998 in Costa Mesa.

OLD/NEW BUSINESS

R. Appointment of Advisory Committee Members

The terms of the following Advisory Committee members are due to expire in September. They have been recommended for reappointment by their respective constituent organizations for a three-year term of office beginning in September 1998:

- o Don Brown, representing California Organization of Police and Sheriffs (COPS)
- o Norman Cleaver, representing California Academy of Directors' Association (CADA)

In addition, the term of Jay Clark, who represents the California Association of Police Training Officers (CAPTO), will expire in September. Michael S. Reed, Fresno Police Department, has been nominated by CAPTO for appointment for a three-year term of office beginning in September.

S. Correspondence

Correspondence relating to the Simon Wiesenthal Center, Museum of Tolerance, Tools for Tolerance for Law Enforcement training program is included under this tab. These materials are included for information purposes only, and no action is required.

DATES AND LOCATIONS OF FUTURE COMMISSION MEETINGS

November 5, 1998 - Piccadilly Inn, Fresno

January 21, 1999 - Bahia Hotel, San Diego

April 15, 1999 - Hanalei Hotel, San Diego (Tentative)

July 15, 1999 - Red Lion Sacramento Inn, Sacramento (Tentative)

APRIL - @ Sheaton,
Orange City
Double check

NOTE: Commission will meet in closed session upon adjournment to review personnel issues

Commission Comments / Staff Comments:
- Bio on each Com & Adv. Com member

**COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING**1601 ALHAMBRA BOULEVARD
SACRAMENTO, CALIFORNIA 95816-7083**COMMISSION MEETING MINUTES**April 16, 1998
Doubletree Hotel
Redding, CA

The Commission meeting was called to order at 10:10 a.m. by Chairman Collene Campbell.

Explorer POST 93 of the Redding Police posted the colors and led the flag salute.

Chief Robert Blankenship, Redding Police Department, introduced City Manager Michael Warren, who welcomed the Commission to the City of Redding.

MOMENT OF SILENCE HONORING PEACE OFFICERS KILLED IN THE LINE OF DUTY

The Commission held a moment of silence in honor of the following officers who have lost their lives while serving the public:

- o Officer Britt T. Irvine, California Highway Patrol, Santa Maria
- o Officer Ricky B. Stovall, California Highway Patrol, Santa Maria
- o Officer Paul D. Korber, Ventura Harbor Patrol
- o Chief J. Leonard Spears, Calipatria Police Department

ROLL CALL OF COMMISSION MEMBERS

A calling of the roll indicated a quorum was present.

Commissioners Present:David C. Anderson
Charles Brobeck
Collene Campbell
Michael T. Carre
Philip del Campo, Ph.D.
Bud Hawkins, Attorney General Representative
Ted Hunt
Thomas J. Knutson, Ph.D.
Daniel E. Lungren, Attorney General
Rick TerBorch
Barbara G. Warden

Commissioners Absent:

Sherman Block
William B. Kolender
Ronald E. Lowenberg
Jan Scully

POST Advisory Committee Members Present:

Woody Williams, Chairman
Robert Blankenship
Charles Byrd
Jay Clark
Norman Cleaver
Joe Flannagan

Staff Present:

Kenneth J. O'Brien, Executive Director
Mike DiMiceli, Assistant Executive Director, Field Services Division
Glen Fine, Assistant Executive Director, Administrative Division
Hal Snow, Assistant Executive Director, Standards and Development Division
Dennis Aronson, Senior Instructional Designer, Learning Technology Resource Center
Alan Deal, Bureau Chief, Standards and Evaluation
Tom Hood, Public Information/Legislative Liaison
Bud Lewallen, Bureau Chief, Training Program Services
Kenneth Whitman, Bureau Chief, Basic Training
Frederick Williams, Bureau Chief, Administrative Services
Vera Roff, Secretary

Visitors Present:

John Aleman, CCPOA
Mitch Berner, City of San Diego
Chuck Byard, Captain, Redding Police Department
Steve Craig, President, PORAC
Steve Davidson, Captain, Redding Police Department
Captain Gary Dirks, Redding Police Department
John Hawkins, Corporal, Redding Police Department
Dan Kupsky, Sergeant, Redding Police Department
Bruce Mix, Sheriff, Modoc County
Steve Moravec, Corporal, Redding Police Department
Rich Nance, Sergeant, Redding Police Department
Ronald Terry, San Francisco Sheriff's Department
Al Waters, II., San Francisco Sheriff's Department

WELCOMING NEW COMMISSIONER

Barbara G. Warden, Council Member, 5th District, City of San Diego, was welcomed as a new Commissioner.

APPROVAL OF MINUTES

- A.1 MOTION - del Campo - Brobeck, carried unanimously to approve the minutes of the January 22, 1998 regular Commission meeting at the Sheraton Hotel in Newport Beach.

CONSENT CALENDAR

MOTION - Knutson, second - del Campo, carried unanimously to approve the following items on the Consent Calendar:

- B.1 Receiving Course Certification Report
- B.2 Receiving Financial Report - Third Quarter FY 1997/98
- B.3 Receiving Information on New Entries Into the POST Regular (Reimbursable) Program
- B.4 Receiving Information on Withdrawals from the POST Program
- B.5 Receiving Information on New Entry Into the Public Safety Dispatcher Program
- B.6 Receiving a Report on District Attorneys' Investigation and Trial Preparation Course
- B.7 Affirming Policy for Inclusion in Commission Policy Manual

Consistent with Commission instructions, statements of policy made at a Commission meeting are to be submitted for affirmation by the Commission at the following meeting.

"The Commission shall establish a moratorium on further funding of driver training simulator hardware pending the conduct of an effectiveness study of the program and authorizes appropriate certification, including tuition for training conducted with driver training simulators, with the proviso that hardware maintenance costs not be included with the tuitional costs."

- B.8 Approving Resolution Commending Retired Commander Jay N. Clark
- B.9 Approving Resolution Commending Retired Chief Daryl M. Wicker

PRESENTATION

Chairman Campbell presented a resolution to Retired Commander Jay N. Clark, who retired on February 16, 1998 as Commander of the El Cerrito Police Department, for his outstanding service to California law enforcement for 32 years. Jay Clark is a member of the POST Advisory Committee and served as its Chairman in 1996.

STRATEGIC PLAN

C. Update on Implementation Plan Progress

Commissioner TerBorch, Chairman of the Committee on Strategic Implementation Plan, provided an update on progress being made to implement POST's Strategic Plan. Implementation work has been completed or is in progress on approximately 70% of the objectives.

Staff has been involved in implementation planning as well as reviewing the Strategic Plan itself in preparation for its annual update. The plan will be reviewed at a stakeholders/partners' workshop to be held on May 12 in Newport Beach. The final plan will be presented for approval at the July Commission meeting.

This report was for information only, and no Commission action was required.

STANDARDS AND COMPETENCY

D. Approval to Amend Commission Regulation 1021 for Reimbursement for Interactive Multimedia Training Delivery Systems

It was recommended that Commission Regulation 1021 be amended with respect to reimbursement of POST agencies for purchase of new interactive multimedia systems capable of running CD-ROM-based courseware. Proposed amendments reflect the change from interactive videodisc to multimedia, removal of the provision for upgrading an existing computer system, and adds the provision that prior written approval is required for reimbursing agencies for multiple media systems.

MOTION - del Campo, second - Anderson, carried unanimously to approve the amendment of Commission Regulation 1021 to authorize reimbursement of interactive multimedia training systems, subject to the results of the Notice of Proposed Regulatory Action process.

E. Guidelines for Managing Civil Disorders

SB 1844, currently before the Legislature, would require POST to develop voluntary guidelines for California law enforcement on managing civil disorders including the use of OC pepper spray on passive resistors. This legislation was the result of a recent

incident involving the use of OC spray. A POST workshop was held February 2-3 in which law enforcement representatives identified the need for POST guidelines and updated training.

MOTION - del Campo, second - Anderson, carried unanimously to proceed with the development of voluntary guidelines with the understanding they will be submitted to the Commission for review.

F. Commission Policy on Approval of Basic Course Performance Objectives

Commission policy requires Commission approval of changes in the Regular Basic Course performance objectives. The performance objectives reflect the training specifications (curriculum content) that are also approved by the Commission. It was proposed that the Commission policy requirement to approve the Basic Course performance objectives be rescinded.

MOTION - Knutson, second - Brobeck, carried unanimously to rescind the current Commission policy regarding approval of Basic Course performance objectives.

G. Voluntary Instructor Certification Program for Basic Course

POST's Strategic Plan Objective B.13 calls for the establishment of a system of selecting and developing instructors. It was proposed that POST establish a pilot voluntary instructor certification program for the Basic Course, which would begin to establish another component in POST's system of developing instructors. The proposed program would establish minimum selection and training requirements while recognizing appropriate equivalencies. POST would provide, to academies, the certificates for their issuance according to POST standards. The certificates would be valid for three years and could be renewed if certain specified conditions are met.

Because this proposal is for a pilot program, it is expected that staff will report back to the Commission by January 2000.

MOTION - Anderson, second - Hawkins, carried unanimously would be to approve a pilot voluntary instructor certification program for the Basic Course.

PARTNERSHIPS

H. Advisory Committee

Woody Williams, Chairman of the POST Advisory Committee, reported that the Committee met on April 15, 1998 in Redding.

The Committee reviewed applications which had been received for filling the "Specialized Law Enforcement" vacancy. There was consensus to recommend that

Detective G. Sandy Sandoval, Office of the Chief of Police, Los Angeles City Schools Police Department, be appointed to the Advisory Committee.

MOTION - Hunt, second - del Campo, carried unanimously to approve the appointment of Detective G. Sandy Sandoval as the Specialized Law Enforcement representative on the POST Advisory Committee.

RESOURCES

I. Approval to Contract for POST Pilot Transition Course Test Administration

The POST Basic Course Transition Pilot Program requires students who complete Part One of the instructional sequence to pass POST-developed examinations prior to being admitted into Part Two. Staff does not have the resources to print, administer, and score the required examinations for the estimated 400 students who will be eligible to take these tests in FY 98/99.

The Finance Committee reviewed this proposal at its April 15, 1998 meeting and recommended approval.

MOTION - del Campo, second - Carre, carried unanimously by ROLL CALL VOTE to authorize the Executive Director to enter into a contract with Cooperative Personnel Services to provide the supportive services necessary to test these students in an amount not to exceed \$41,119 for FY 98/99.

J. Approval of Special Consultants (POST Management Fellowship Program)

POST is currently recruiting applicants for its Law Enforcement Consultant (LEC) positions, and prospects for filling eight vacancies in the immediate future are not good. It was recommended that three LEC vacancies be filled by Special Consultants under the POST Management Fellowship Program. Two will fill vacancies in the Training Program Services Bureau and oversee the Instructor Development Unit and conduct research in new training mandates and strategic plan objectives. The third will be assigned to the Basic Training Bureau with responsibility for implementation of the POST Field Training program.

The Finance Committee reviewed this proposal at its April 15, 1998 meeting and recommended approval.

MOTION - Brobeck, second - TerBorch, carried unanimously by ROLL CALL VOTE to authorize the Executive Director to contract for services of three Special Consultants under the POST Management Fellowship Program at a total cost not to exceed \$390,000 for FY 98/99.

K. Approval of Special Consultant (POST Management Fellowship Program) to Develop the International Fellowship Program Concept

Staff provided an overview of the concept of a POST sponsored International Fellow program. The goals of the program are to gain an understanding of the culture and the cultural perspective of law enforcement in identified countries; to obtain direct interaction in the countries with community members and law enforcement professionals; and to provide training to California law enforcement personnel that will enhance service to the diverse cultural population of the State.

A report concerning the amount of research required to complete a study of the feasibility of the program concept and to define the costs, details, and requirements will be prepared by staff for review by the Long Range Planning Committee.

This item was for information only and no action was required.

MOTION - del Campo, second - Hawkins, carried unanimously to accept and file the report.

L. Approval for Contract Augmentation for Reformatting Basic Course Student Workbooks

In 1994 the Commission authorized a contract for developing workbooks and instructor guides for six Regular Basic Course learning domains to form a pilot project which would serve as a measure of the costs and benefits of student workbooks to basic training. The work was successfully concluded and those workbooks and instructor guides have been finalized and distributed. At its January 1997 meeting, the Commission authorized the expenditure of \$594,167 over three years under a contract with a different vendor, JWK International, to develop workbooks for all remaining learning domains.

To enhance marketability and professionalism, it was recommended that the pilot workbooks and instructor guides for the original six domains be converted to match the design and format of the 35 workbooks and instructor guides currently in development.

The Finance Committee reviewed this proposal at its April 15 meeting and recommended approval.

MOTION - Hunt, second - del Campo, carried unanimously by ROLL CALL VOTE to authorize the Executive Director to augment the existing contract with JWK International to redesign the pilot workbooks and instructor guides at a cost not to exceed \$54,195 for FY 98/99.

M. Approval to Contract for Joint Venture Production of Instructor Development Multimedia

POST has been approached by representatives of the Santa Rosa Regional Training Center (RTC) and the Chancellor's Office of the California Community Colleges with a

proposed joint venture to create a pilot multimedia course for instructor development. The joint venture includes a proviso that POST provide Santa Rosa RTC \$100,000 contingent upon Santa Rosa RTC receiving a \$100,000 grant from the Chancellor's Office. The \$200,000 would, following a vendor selection process, fund development of a multimedia training program.

The Finance Committee reviewed this proposal at its April 15 meeting and recommended approval.

MOTION - del Campo, second - Carre, carried unanimously by ROLL CALL VOTE to authorize the Executive Director to enter into a contract with the Santa Rosa RTC for \$100,000 for FY 98/99 contingent upon Santa Rosa RTC receiving a \$100,000 grant from the Chancellor's Office.

N. Approval to Contract for Presentations of Domestic Violence First Responder Course

As a result of receiving a Violence Against Women Act training grant in the amount of \$2,196,834, POST will present 40 six-hour workshops to line personnel and supervisors on legal updates and the latest information on handling domestic violence calls throughout the State of California. It was proposed that the San Diego Regional Training Center become the presenter of this training.

The Finance Committee reviewed this proposal at its April 15 meeting and recommended approval.

MOTION - Brobeck, second - Knutson, carried unanimously by ROLL CALL VOTE to authorize the Executive Director to enter into a contract with the San Diego Regional Training Center for the presentation of Domestic Violence First Responder workshops in an amount not to exceed \$122,000 which will be funded by the Violence Against Women Act grant for FY 98/99.

O. Approval of Contract for Basic Course Student Workbooks Distribution and Cost Recovery

Concurrent with development activities, staff has explored options for a source that would distribute the completed Basic Course Student Workbooks at the lowest possible cost to academy students and distribute the workbooks to non-POST entities (primarily out-of-state users) at a cost enabling recovery of some POST costs for development and maintenance.

It was recommended that POST contract with the Office of State Publishing (OSP) for printing and distribution of the workbooks to POST's presenters. POST would establish an administrative account of \$30,000 that would be replenished from the sale of student workbooks. The account would be used to pay for initial and ongoing maintenance costs. It was also recommended that POST amend the existing contract with KPBS at San

Diego State University to market the workbook as an instructional package to non-POST entities (either in California or out-of-state).

The Finance Committee reviewed this proposal at its April 15 meeting and recommended approval.

MOTION - Anderson, second - Hunt, carried unanimously by ROLL CALL VOTE to authorize the Executive Director to enter into a contract for FY 98/99 with the Office of State Publishing for printing and distribution at a cost not to exceed \$30,000, and with KPBS San Diego State University for distribution and sale of the Basic Course Student Workbooks to other entities.

P. Finance Committee

Commissioner TerBorch, Chairman of the Finance Committee, reported that the Committee met on April 15, 1998 in Redding. In addition to items already addressed on the agenda, the Committee discussed the following:

FY 98/98 Governor's Budget - The Committee received a status report on the proposed FY 98/99 budget that is currently before the Legislature. As Commissioners are aware, the proposed budget includes \$12 M additional revenue for POST. A Senate Budget Subcommittee has expressed reluctance to approve the added \$12M and will re-hear the matter in May. The next hearing on the budget will be in the Assembly on April 21.

Financial Report - Third Quarter for FY 97/98 - Staff also presented the quarterly financial report and a projection of reimbursement expenditures for the balance of this fiscal year. Revenues are slightly above projections and expenditures remain within our spending authority.

Report on Multimedia Replacement Equipment Specifications - As directed by the Finance Committee at its January meeting, staff prepared a report concerning hardware specification and unit costs for replacement of multimedia equipment. Following review of the report, the Committee recommended approval of the following:

- a. Authorize spending up to \$2.25 million to reimburse POST agencies for the purchase of multimedia systems following approved specifications.
- b. Reimburse agencies for the cost of a system with only the specified components. If an agency chooses to purchase larger or more powerful components, the agency would be reimbursed only for the cost of the specified components.
- c. Vary the reimbursement amount to reflect anticipated price decreases over time for the specified system.

MOTION - TerBorch, second - Hunt, carried unanimously to approve the recommendation of the Finance Committee.

Request for Approval of Contract with the Museum of Tolerance, Tools for Tolerance Training for FY 98/99 - POST has contracted with the Museum of Tolerance for the current fiscal year for an amount not to exceed \$1,566,000. The Committee recommended approval for the third year contract for the same amount contingent upon approval by the Legislature in the State budget process.

Following discussion, staff was directed to provide a report on the evaluation process being developed for this contract.

MOTION - TerBorch, second - Hunt, carried by ROLL CALL VOTE to authorize the Executive Director to enter into a contract with the Museum of Tolerance for the FY 98/99 for an amount not to exceed \$1,556,000. (ABSTAIN: Knutson)

MOTION - Anderson, second - TerBorch, carried unanimously, to direct staff to communicate the Commission's concerns regarding the evaluation process to the Museum of Tolerance and request that evaluation be completed as required in the contract.

Proposed FY 98/99 Contracts

The Committee reviewed and recommended approval of the following proposed FY 98/99 contracts which were negotiated as authorized by the Commission in January 1998:

Training Contracts

- | | |
|--|------------|
| 1. Contracts for the Management Course are proposed for the following presenters: | \$ 356,915 |
| California State University - Humboldt
California State University - Long Beach
California State University - Northridge
California State University - San Jose
San Diego Regional Training Center | |
| 2. San Diego Regional Training Center for support of Executive Training (e.g., Command College, Executive Training, and Executive Seminars) | \$ 463,672 |
| 3. CSU Long Beach for support of the Supervisory Leadership Institute | \$ 727,904 |

4.	Department of Justice Training Center for presentation of POST-Certified Courses	\$1,200,000
5.	San Diego State University for 12 Satellite Video Broadcasts	\$ 108,500
6.	Alameda County District Attorney's Office and Golden West College for Case Law Update Video Production	\$ 74,000
7.	San Diego State University for Distance Learning Telecourse Training Programs	\$ 590,000
8.	San Diego Regional Training Center for Master Instructor Development Program	\$ 248,502
9.	San Francisco Police Department for Robert Presley Institute for Criminal Investigation - Core Course	\$ 105,455
10.	San Diego Regional Training Center for Cultural Diversity Training Programs	\$ 169,582
11.	Basic Narcotics, Basic Motorcycle, and Basic Academy Driver Training	\$1,576,991
12.	San Diego Regional Training Center for Labor/Management Partnerships Course	\$ 57,608

Standards Contracts

13.	Cooperative Personnel Services for Basic Course Proficiency Exam	\$ 60,000
14.	Cooperative Personnel Services for Entry-Level Reading and Writing Test Battery	\$ 134,490
15.	Cooperative Personnel Services for P.C. 832 Written Examination	\$ 43,564
16.	Cooperative Personnel Services for Entry-Level Dispatcher Selection Test Battery	\$ 154,382

Administrative Contracts

17.	State Controller's Office Interagency Agreement for Auditing Services	\$ 85,000
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18.	Interagency Agreement with Teale Data Center for Computer Services	\$	65,000
19.	Health and Welfare Data Center - CALSTARS Contract	\$	30,000
20.	Danka Office Imaging (previously Eastman Kodak) Copier Maintenance Contract	\$	16,000
21.	Contract for Computer Software Maintenance and Support - Digital Equipment Corporation	\$	11,000
22.	Contract for Computer Software Maintenance and Support - Ingres	\$	25,000

MOTION - TerBorch, second - Brobeck, carried unanimously by ROLL CALL VOTE to authorize the Executive Director to sign the contracts on behalf of the Commission.

LONG RANGE PLANNING

Q. Commissioner del Campo, member of the Long Range Planning Committee, reported that the Committee met on March 16, 1998 in Monterey Park. In addition to items already addressed on the agenda, the Committee received a report on the following:

1. Proposed Voluntary Instructor Certification Program.

The Voluntary Instructor Certification program is one element of Strategic Objective B.13 - Establish a System of Selecting and Developing Instructors. The program will include certificate requirements, including specific training, and recognition as a POST-certified instructor.

This item was for information only and no action was required.

2. Proposed Modifications to the Transition Program - Pilot Format

The Committee received an informational report on the Transition Program - Pilot Format. The report summarized proposed changes to decentralize administration of the program and ensure consistency between the program goals and operation.

There was consensus to approve the report of the Long Range Planning Committee.

LEGISLATION

R. Report of the Legislative Review Committee

Commissioner Carre, member of the Commission's Legislative Review Committee, reported the Committee met April 16, 1998 just prior to the Commission meeting.

The Committee recommended the following positions on new legislation of interest to POST:

1. SB 1417 - Reserve Officer Training. This bill proposes to (1) add Continuous Professional Training requirement for level II reserve officers; (2) identify additional duties for reserve officers; and (3) clarify supervision requirements for reserve officers engaged in field work and prisoner transportation.
Position: Support
2. SB 1442 - Firearms Training. This bill proposes to require persons attending P.C. 832 firearms training to submit written certification verifying they have no criminal history which could preclude them from owning, possessing, or controlling a firearm.
Position: Support
3. SB 1452 - Public Safety: Consolidated Municipal Agencies. This bill proposes to define the term "consolidated municipal safety agency" that the chief, director, or chief executive of such an agency be subject to the same requirements and privileges as that of a municipal chief of police.
Position: Support
4. SB 1626 - School Security Officers. This bill proposes to provide consultation services to the Department of Consumer Affairs in the development of a course of training for school security personnel.
Position: Neutral
5. SB 1627 - School Police Officers. This bill proposes to mandate the Basic Course and other specialized training for peace officer employees of a K-12 public school district or community college who are employed after July 1, 2000. The provisions of this bill shall apply only to school police officers covered under P.C. Section 830.32.
Position: Support
6. SB 1806 - Deputy Sheriff: Santa Clara County. Under current law, only Los Angeles County Sheriff's Department may employ deputy sheriffs and defer academy training until such time as they transfer from jail to patrol duties. This bill would extend the same authorization to Santa Clara County Sheriff's Department.
Position: Oppose

7. SB 1844 - Crime Prevention: Peace Officer Training. This bill proposes to require POST to implement by July 1, 1999 a course of instruction and guidelines for training officers in handling acts of civil disobedience.
Position: Support
8. SB 1868 - Elder and Dependent Adult Fiduciary Abuse. This bill proposes to require officers participating in Fiduciary Abuse Specialist Teams to complete a Fiduciary Abuse training course certified by POST.
Position: Oppose Unless Amended
9. SB 2049 - Update Training for Handling of Persons with Developmental Disabilities or Mental Illness. This bill proposes that POST develop update courses in the handling of persons with developmental disabilities or mental illness, or both, and require these courses be provided every two years.
Position: Oppose Unless Amended
10. SB 2172 - Domestic Violence: Officer Response. This bill proposes to require training techniques for recognizing signs of domestic violence and also require agencies to develop, adopt, and implement written policies for standards in response to domestic violence calls.
Position: Oppose Unless Amended
11. AB 2222 - Radar Operators' Training. This bill proposes to provide officers using radar equipment an exemption from the "speed trap" provision if they successfully complete 40 hours of training on the use of radar or other electronic devices for traffic enforcement.
Position: Oppose Unless Amended
12. AB 2351 - Computer Crime. This bill proposes to include computer-related stalking as a crime subject to misdemeanor penalties. It would also require police officers or deputy sheriff at a supervisory level and below to complete a POST-certified course on high-technology crimes and computer seizure training.
Position: Oppose unless amended

MOTION - Hunt, second - Brobeck, carried unanimously to approve the recommendations of the Legislative Review Committee.

OLD/NEW BUSINESS

S. Report of Nominating Committee for Election of Officers

Commissioner Carre, member of the Nominating Committee, reported the Committee recommended the following nominations for the coming year:

- o Chairman, Collene Campbell
- o Vice-Chairman, Rick TerBorch

MOTION - Knutson, second - Brobeck, carried unanimously to approve the recommendations of the Nominating Committee.

CORRESPONDENCE

T. Letter of appreciation from D. O. Helmick, Commissioner, California Highway Patrol

This item was for information only and no action was required.

DATES AND LOCATIONS OF FUTURE COMMISSION MEETINGS

July 16, 1998 - Doubletree Hotel, Costa Mesa
November 5, 1998 - Piccadilly Inn, Fresno
January 21, 1999 - Bahia Hotel, San Diego
April 15, 1999 - To Be Determined

ADJOURNMENT - 12:05 P.M.

Respectfully Submitted,


VERA ROFF
Secretary

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Course Certification/Decertification Report		Meeting Date July 16, 1998
Bureau Training Delivery & Compliance Bureau	Reviewed By Dick Reed, Chief	Researched By Rachel S. Fuentes <i>R. Fuentes</i>
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval 6-26-97	Date of Report June 26, 1998
Purpose <input type="checkbox"/> Decision Requested <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input checked="" type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

The following courses have been certified or decertified since the April 16, 1998 Commission meeting:

CERTIFIED

	<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
1.	FTO-Adult Learning Techn.	Fullerton P.D.	Technical	IV	\$ 1,568
2.	Advanced Officer	DOJ Training Center	AO	IV	-0-
3.	Missing Persons Inv.	College of Sequoias	Technical	IV	1,944
4.	Sign Language for Emergency Personnel	Southeast Regional Occupational Program	Technical	IV	-0-
5.	Spanish for L.E. - Basic	Southeast Regional Occupational Program	Technical	IV	-0-
6.	Supervisory Update	Tracy P.D.	Technical	IV	3,240
7.	Weapon Retention/Takeaway Instructor	San Joaquin Co. S.D.	Technical	IV	2,000
8.	Defensive Tactics Instr. Upd.	San Joaquin Co. S.D.	Technical	II*	2,800
9.	Bicycle Patrol	Stanislaus Co. S.D.	Technical	IV	2,400
10.	Spanish for L.E. - Basic	Calif. Highway Patrol	Technical	N/A	-0-
11.	Budget Process	South Bay RTC	Supv. Trng.	N/A	-0-
12.	Crime Scene Inv.	Hayward P.D.	Technical	IV	420

*Backfilled approved courses

CERTIFIED (Continued)

	<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
13.	Requalification Course	South Bay RTC	Technical	IV	\$ 20,400
14.	Boating: Skills Ops/ Enforcement Stops	East Bay Regional Parks PD	Technical	IV	396
15.	Leadership Effectiveness	Newark P.D.	Technical	N/A	-0-
16.	Measure/Improve Org. Success	South Bay RTC.	Supv. Trng.	N/A	-0-
17.	Skills & Knowledge Modular Training	So. Lake Tahoe P.D.	Technical	IV	-0-
18.	Skills & Knowledge Modular Training	Folsom P.D.	Technical	N/A	-0-
19.	Skills & Knowledge Modular Training	Martinez P.D.	Technical	IV	3,600
20.	Skills & Knowledge Modular Training	Solano Co. SD.	Technical	IV	-0-
21.	Driver Awareness Update	Fresno Co. S.D.	Technical	IV	3,240
22.	Dispatcher Upd., Public Safety	Reedley P.D.	Technical	IV	2,520
23.	Mounted Patrol Update	Modesto P.D.	Technical	IV	3,840
24.	SEMS -Emergency Operations Procedures	Office of Emerg. Svcs	Technical	IV	1,500
25.	Firearms/Tactical Shotguns	Contra Costa S.D.	Technical	IV	3,780
26.	Profiling/Subconscious Comm.	DOJ Training Center	Technical	IV	24,000
27.	Skills & Knowledge Modular Training	Fremont P.D.	Technical	IV	-0-
28.	Training Conference (Prev. Violence thru COP)	Los Angeles S.D.	Technical	N/A	-0-
29.	COPPS-Development & Implementation	Los Angeles S.D.	Technical	N/A	-0-
30.	Arson Investigation, Adv.	Monterey Peninsula College	Technical	IV	5,940

CERTIFIED (Continued)

	<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
31.	SWAT, Commander	Riverside P.D.	Technical	N/A	\$ -0-
32.	Skills & Knowledge Modular	South Pasadena P.D.	Technical	N/A	-0-
33.	Bicycle Patrol	Corona P.D.	Technical	IV	2,000
34.	Stress Management Update	Centre for Living w/ Dying	Technical	III	19,680
35.	Death Notification & Stress	Centre for Living w/ Dying	Technical	III	11,875
36.	Officer Update	Los Angeles Parks P.D.	Technical	IV	4,000
37.	Canine Handler Update	Kingsburg P.D.	Technical	I*	3,888
38.	Gang Awareness Update	Fresno P.D.	Technical	IV	7,680
39.	COPS/Team Bldg. Workshop	Los Angeles S.D.	Technical	N/A	-0-
40.	Performance Standards/ Appraisal Process	South Bay RTC	Supv. Trng.	N/A	-0-
41.	Firearms, Undercover Update	San Jose P.D.	Technical	IV	29,160
42.	D.A.R. Expert Instr. Update	Los Angeles P.D.	Technical	IV	3,700
43.	Canine Handler Update	Monterey Peninsula College	Technical	II*	14,256
44.	Crime Scene Inv.-Computer- Aided Design	Riverside Co. S.D.	Technical	IV	26,500
45.	Skills & Knowledge Modular Training	San Mateo Co. Communications	Technical	IV	6,000
46.	Firearms, Tactical Pistol/ Shotgun	San Jose P.D.	Technical	IV	90,000
47.	Canine Team Evaluator's Course	Monterey Peninsula College	Technical	IV	5,940
48.	Return/Respect/Responsibility	Tulare D.A.'s Office	Technical	IV	2,880

*Backfill approved courses

CERTIFIED (Continued)

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
48. Crime Scene Inv.	Grossmont College	Technical	IV	\$ 5,700
49. Firearms - Submachine Gun	Monterey Peninsula	Technical	IV	23,760
50. Training Conference (Court Security)	CA State Sheriff's Association	Technical	N/A	-0-
51. D.A.R. (Intro)	Orange Co. S.D.	Technical	IV	9,744
52. Firearms/Long Rifle Instr.	Ray Simon CJTC	Technical	IV	6,000
53. SWAT-Supv.Mgmt.	Tracy P.D.	Supv. Trng.	IV	3,000
54. Firearms/Semi-Auto Rifle	Tracy P.D.	Technical	IV	1,384
55. Skills & Knowledge Modular Training	Livingston P.D.	Technical	IV	1,440
56. Skills & Knowledge Modular Training	Kingsburg P.D.	Technical	IV	3,920
57. Reserve Training Module B	Sacramento S.D.	Reserve Training	N/A	-0-
58. Environmental Crimes, Intro T4T	CA. Air Resource Bd.	Technical	IV	1,820
59. Working with Muslim Community	San Diego RTC	Technical	IV	2,280
60. Federal L.E. Training/ Local Officers	U.S. Attorney's Office	Technical	IV	-0-
61. Skills & Knowledge Modular Training	Galt P.D.	Technical	IV	500
62. COPPS/Community Meeting Facilitation	Sacramento S.D.	Technical	IV	6,000
63. FTO Update	Napa Valley College	Technical	N/A	-0-
64. Firearms/Long Rifle-Adv.	Golden West College	Technical	IV	3,055
65. Dispatcher Upd., Public Safety	Monrovia P.D.	Technical	IV	11,760
66. SEMS for Supv./Managers	Los Angeles Intl Airport P.D.	Supv. Trng.	IV	5,040

CERTIFIED (Continued)

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
67. Photography - Forensic	Grossmont College	Technical	IV	\$ 5,700
68. Disabilities/L/E. Awareness	Pasadena P.D.	Technical	IV	8,000
69. Haz. Materials, 1 st Responder	Butte Center	Technical	IV	294
70. Skills & Knowledge Modular Training	Jackson Co. S.D.	Technical	N/A	-0-
71. Instructor Dev. - Ext. Format	Los Medanos College	Technical	N/A	-0-
72. Recruitment & Retention of Workers	South Bay RTC	Supv. Trng.	N/A	-0-
73. Rifle Marksmanship & Sniper	Alameda Co. S.D.	Technical	IV	22,300
74. Dispatcher Update, PS	San Mateo County Communications Ctr.	Technical	IV	32,400
75. Supervisory Update	San Mateo Co. S.D.	Supv. Trng.	IV	900
76. Driver Training Simulator	San Jose P.D.	Technical	III	19,920
77. Firearms/Tactical Handgun, Adv.	State Center RTF	Technical	IV	4,050
78. Chemical Agent/Tactical Users	San Bernardino S.D.	Technical	IV	8,000
79. Team Building Workshop	Barbara A. Van Dine	TBW	III	6,200
80. Team Building Workshop	Susan Pritchett	TBW	III	6,200
81. Firearms/Range Orientation	Burbank P.D.	Technical	IV	7,800
82. Physical Training Instructor	South Bay RTC	Technical	IV	55,890
83. Skills & Knowledge Modular Training	CSU, Dominguez Hills P.D.	Technical	IV	1,152
84. Requalification Course (Ext.)	State Center RTF	Technical	N/A	-0-
85. Skills & Knowledge Modular Training	Butte Co. DA's Office	Technical	IV	-0-
86. Firearms Instructor	Riverside Co. S.D.	Technical	IV	10,200

CERTIFIED (Continued)

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
87. Missing/Unidentified Persons	DOJ Training Center	Technical	IV	\$ 28,000
88. Baton Instructor - Expandable	State Center RTF	Technical	II*	2,700
89. Breath/Alcohol Testing Device	Ventura College	Technical	IV	4,050
90. Arson Investigation, Adv.	State Fire Training	Technical	IV	10,000
91. Baton Instructor's Course	Riverside Co. S.D.	Technical	II*	14,019
92. Skills & Knowledge Modular Training	Tulare Co. S.D.	Technical	IV	5,880
93. Skills & Knowledge Modular Training	College of Redwoods-Del Norte Campus	Technical	IV	5,000
94. Spanish for LE, Basic	Yuba College	Technical	N/A	-0-
95. Arrest and Firearms (P.C. 832)	CA Highway Patrol	P.C. 832	IV	-0-
96. Gang Investigation, Adv.	Shasta Co. S.D.	Technical	IV	1,305
97. D.R.E. Instructor School	CA Highway Patrol	Technical	IV	752
98. Dispatcher, PS, Extended	Grossmont College	Technical	N/A	-0-
99. Arrest & Firearms- IVD (P.C. 932)	Mendocino College	P.C. 832	N/A	-0-
100. Flood & River Rescue Techniques	Sacramento S.D.	Technical	IV	4,564
101. Child Abuse Inv - ICI	Sacramento RCJTC	Technical	IV	4,800
102. Domestic Violence Update	Ray Simon CJTC	Technical	N/A	-0-
103. Records Supervisor	Rio Hondo RTC	Technical	IV	39,120
104. Surveillance Tactics & Land Navigation	Fresno P.D.	Technical	IV	2,880
105. Computer Crime Inv.	Sacramento RCJTC	Technical	IV (Contract)	640

*Backfill courses

CERTIFIED (Continued)

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
106. Communication Trng Ofcr.	Sacramento P.D.	Technical	IV	\$ 600
107. Fraud/Forgery Inv. - Adv.	Orange Co. S.D.	Technical	IV	11,844
108. Firearms/Tactical Handgun	Upland P.D.	Technical	N/A	-0-
109. Firearms/Tactical Rifle	Upland P.D.	Technical	N/A	-0-
110. Firearms/Tactical Shotgun	Upland P.D.	Technical	N/A	-0-
111. D.A.R.E. In-Service Workshop	Los Angeles S.D.	Technical	N/A	-0-
112. Special Weapons and Tactics	San Bernardino S.D.	Technical	IV	13,500
113. Basic Acad. Trans.-Test Prep.	South Bay RTC	Basic	N/A	-0-
114. Mounted Patrol Training	San Bernardino S.D.	Technical	IV	9,000
115. Defensive Tactics Instr., Adv.	Alameda Co. S.D.	Technical	II*	43,200
116. Fingerprint Comparisons - Latent	Palm Springs P.D.	Technical	IV	1,000
117. Canine Agitator	San Bernardino S.D.	Technical	II*	6,000
118. Search Warrant/Arrest - High Risk	San Francisco P.D.	Technical	IV	19,250
119. Crime Scene Inv. - Basic	Monterey Co. S.D.	Technical	IV	6,000
120. Traffic Collision Inv. Update	Los Angeles P.D.	Technical	IV	4,000
121. Homicide - Patrol Ofcr. 1 st Responder	Los Angeles P.D.	Technical	IV	-0-
122. Motorcycle - Off-Road	Los Angeles P.D.	Technical	IV	4,000
123. Motorcycle Training - Tactical Update	Alameda Co. S.D.	Technical	IV	13,400
124. Driver Training (EVOC) Update	San Francisco P.D.	Technical	II*	16,428

*Backfill courses

CERTIFIED (Continued)

	<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
125.	Arrest/Control Tactics Update	Los Angeles P.D.	Technical	IV	\$1.2 million
126.	Skills & Knowledge Modular Training	CA Narcotic Officers' Association	Technical	N/A	-0-
127.	Skills & Knowledge Modular Training	Ventura DA's Office	Technical	IV	825
128.	Skills & Knowledge Modular Training	San Fernando P.D.	Technical	IV	1,000
129.	Skills & Knowledge Modular Training	Riverside Dept. of Public Social Services	Technical	IV	1,400
130.	Skills & Knowledge Modular Training	Rohnert Park DPS	Technical	IV	2,000
131.	Skills & Knowledge Modular Training	Redding P.D.	Technical	IV	200
132.	Skills & Knowledge Modular Training	Board of Dental Examiners	Technical	N/A	-0-
133.	Performance Enabling Wkshp	Royleen A. White	PEW	III	8,000
134.	Performance Enabling Wkshp	Paul M. Whisenand	PEW	III	8,000
135.	Performance Enabling Wkshp	Barbara A. Van Dine	PEW	III	8,000
136.	Performance Enabling Wkshp	Michele Tamayo	PEW	III	8,000
137.	Performance Enabling Wkshp	Cynthia Tablak	PEW	III	8,000
138.	Performance Enabling Wkshp	Cindy Shaffer	PEW	III	8,000
139.	Performance Enabling Wkshp	Susan R. Quinn	PEW	III	8,000
140.	Performance Enabling Wkshp	Susan Pritchett	PEW	III	8,000
141.	Performance Enabling Wkshp	Sonia Powers, Ph.D.	PEW	III	8,000
142.	Performance Enabling Wkshp	John Stuart Parker	PEW	III	8,000
143.	Performance Enabling Wkshp	John O. Oaks	PEW	III	8,000

CERTIFIED (Continued.)

	<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
144.	Performance Enabling Wkshp	Martin Nelson	PEW	III	\$ 8,000
145.	Performance Enabling Wkshp	Lawrence E. Murphy	PEW	III	8,000
146.	Performance Enabling Wkshp	Armand E.R. Mulder	PEW	III	8,000
147.	Performance Enabling Wkshp	Marilyn Manning	PEW	III	8,000
148.	Performance Enabling Wkshp	Bill Lewis	PEW	III	8,000
149.	Performance Enabling Wkshp	Jack Latow	PEW	III	8,000
150.	Performance Enabling Wkshp	David Hudson	PEW	III	8,000
151.	Performance Enabling Wkshp	Dr. David E. Hartl	PEW	III	8,000
152.	Performance Enabling Wkshp	William L. Garvin	PEW	III	8,000
153.	Performance Enabling Wkshp	Irv Gamal	PEW	III	8,000
154.	Performance Enabling Wkshp	Lucinda B. Freeman	PEW	III	8,000
155.	Performance Enabling Wkshp	Suzanne Foucault	PEW	III	8,000
156.	Performance Enabling Wkshp	Raymond W. Forsyth	PEW	III	8,000
157.	Performance Enabling Wkshp	Thomas C. Esensten	PEW	III	8,000
158.	Performance Enabling Wkshp	John M. Dineen	PEW	III	8,000
159.	Performance Enabling Wkshp	Ronald J. Cristando	PEW	III	8,000
160.	Performance Enabling Wkshp	William S. Chiat	PEW	III	8,000
161.	Performance Enabling Wkshp	David Carey	PEW	III	8,000
162.	Performance Enabling Wkshp	Donald J. Burnett	PEW	III	8,000
163.	Performance Enabling Wkshp	Robert E. Brown	PEW	III	8,000
164.	Performance Enabling Wkshp	Ray Birge	PEW	III	8,000
165.	Performance Enabling Wkshp	Thomas H. Anderson	PEW	III	8,000

CERTIFIED (Continued.)

	<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>	<u>Annual Fiscal Impact</u>
166.	Digital Imaging	Grossmont College	Technical	IV	\$ 5,700
167.	Haz. Mat - Nuclear, Biological, Chem., 1 st Responder	CSTI	Technical	IV	25,200
168.	Electronic Surveillance/ Technical Aspects	DOJ Training Center	Technical	III	544
169.	Arrest & Firearms - IVD (P.C. 832)	College of Redwoods	Technical	P.C. 832	-0-
170.	Peer Counseling	The Counseling Team	Technical	III	11,600
171.	Arrest/Control Tech. Instr. Part 2	Los Angeles P.D.	Technical	III	323,000
172.	Firearms - Long Rifle Instr.	San Diego Co. S.D.	Technical	IV	3,700
173.	Use of Force Update	Sonoma P.D.	Technical	N/A	-0-
174.	Surveillance Techniques	Los Angeles P.D.	Technical	IV	13,412
175.	Fingerprint, Latent Dev. Tech.	Grossmont College	Technical	IV	5,700
176.	Firearms/Long Rifle	San Luis Obispo P.D.	Technical	IV	4,160
177.	Advanced Officer	Ontario P.D.	AO	N/A	-0-
178.	Traffic - Laser Operator	Los Angeles P.D.	Technical	IV	9,000
179.	Training Conference (Narcotics)	Los Angeles P.D.	Technical	N/A	-0-
180.	Firearms - Tactical Rifle	Los Angeles P.D.	Technical	IV	100,000
181.	Gangs - Cal /Gang Computer System	San Bernardino S.D.	Technical	IV	3,000
182.	Firearms - Long Rifle	San Bernardino S.D.	Technical	IV	4,000
183.	Problem Oriented Policing Update	Los Angeles P.D.	Technical	IV	12,000

184. - 261. There were 78 additional IVD courses certified as of 6-26-98. To date, 180 IVD certified presenters have been certified and 621 IVD courses certified.

There were no additional Proposition 115 Hearsay Evidence Testimony Course Presenters certified as of 6-26-98. Presentation of this course is generally done using a copy of POST Proposition 115 Video Tape. To date, 294 presenters of Proposition 115 have been certified.

262. - 282. There were 20 additional Telecourses certified as of 6-26-98. To date, 414 Telecourse presenters have been certified.

DECERTIFIED

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>
1. Gang Awareness Update	Santa Barbara P.D.	Technical	IV
2. Firearms Instructor	Stockton P.D.	Technical	IV
3. Advanced Officer	Stockton P.D.	Technical	IV
4. Arrest & Firearms (P.C. 832)	Ventura Co. CJTC	P.C. 832	N/A
5. Missing Persons/Runaways	Ventura Co. CJTC	Technical	IV
6. Advanced Officer	UC, Santa Barbara P.D.	AO	IV
7. Arrest & Control Instructor	U.C. Santa Barbara P.D.	Technical	IV
8. Gang Investigation Update	Santa Barbara P.D.	Technical	N/A
9. Advanced Officer	Santa Barbara P.D.	AO	IV
10. Field Training Officer	Bakersfield P.D.	Technical	II*
11. Advanced Officer	Bakersfield P.D.	AO	IV
12. Crime Analysis: Expanded Appl.	DOJ Training Center	Technical	IV
13. Firearms/Tactical Rifle	DOJ Training Center	Technical	IV
14. Camp Safety Update	DOJ Training Center	Technical	IV
15. Drug Asset/Forfeiture, Update	DOJ Training Center	Technical	IV
16. Training Conference	Search Group, Inc.	Technical	N/A
17. Advanced Officer	Sacramento P.D.	AO	IV
18. COPPS-Personnel Strategies	Sacramento P.D.	Technical	IV

*Backfill courses

DECERTIFIED (Continued.)

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>
19. Problem Solving/Organization	El Dorado Co. S.D.	Technical	IV
20. Internal Affairs Inv.	CA P&R	Technical	N/A
21. Gun Retention	CA P&R	Technical	IV
22. Vehicle Stop Update - Officer Safety	CA P&R	Technical	IV
23. Advanced Officer	CA P&R	AO	IV
24. Advanced Officer	Santa Clara Co. S.D.	AO	IV
25. Leadership Effectiveness	Sunnyvale DPS	Supv. Trng.	IV
26. Defensive Tactics Instr. Update	Sunnyvale DPS	Technical	II*
27. Radar Operator	Sunnyvale DPS	Technical	IV
28. Skills & Knowledge Modular Trng.	San Mateo College	Technical	IV
29. Dispatcher Upd., Public Safety	San Mateo College	Technical	IV
30. Advanced Officer	Santa Clara P.D.	AO	IV
31. Advanced Officer	San Mateo S.D.	AO	IV
32. Drug Alcohol Recognition, Update	South Bay RTC	Technical	IV
33. Chemical Agent Instructor	South Bay RTC	Technical	II*
34. Sign Language for Emerg. Pers.	South Bay RTC	Technical	N/
35. Officer Update	South Bay RTC	Technical	IV
36. Mounted Patrol Update	South Bay RTC	Technical	IV
37. Child Abuse/Sexual Assault	South Bay RTC	Technical	IV
38. Sexual Assault Inv.	South Bay RTC	Technical	IV
39. Firearms Instructor	Oakland P.D.	Technical	IV
40. Traumatic Incident Asst. Team	Redwood City P.D.	Mgmt. Trng.	IV
41. Spanish for L.E., Part V	Redwood City P.D.	Technical	N/A

*Backfill courses

DECERTIFIED (Cont.)

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>
42. Spanish for L.E., Part IV	Redwood City P.D.	Technical	N/A
43. Spanish for L.E., Part III	Redwood City P.D.	Technical	N/A
44. Gangs - G.R.E.A.T.	Kern Co. S.D.	Technical	IV
45. Child Abuse/Sexual Assault	Sacramento RCJT	Technical	IV
46. Haz. Materials - Operations	Sacramento RCJT	Technical	IV
47. Tactical Shield	Sacramento RCJT	Technical	IV
48. Advanced Officer	Los Gatos P.D.	AO	IV
49. Training Conference	No. CA Gang Inv. Assn.	Technical	N/A
50. Defensive Tactics/Officer Safety	Palo Alto P.D.	Technical	IV
51. Administrative Writing	San Jose P.D.	Technical	IV
52. Child Abuse Expl. Team Inv.	San Jose P.D.	Technical	IV
53. Child Abuse/Sexual Assault	San Jose P.D.	Technical	IV
54. Child Abuse - Sex Exploitation	San Jose P.D.	Technical	IV
55. Child Abduction Inv.	San Jose P.D.	Technical	IV
56. Officer Update	San Mateo P.D.	Technical	IV
57. Criminal Investigation, Mgt.	CSU, Long Beach	Mgmt. Trng.	III
58. Haz. Materials-On Scene Mgt.	Allan Hancock College	Technical	IV
59. Civil Process	Allan Hancock College	Technical	IV
60. Training Conference	Allan Hancock College	Technical	N/A
61. Narc Enforcement	Allan Hancock College	Technical	IV
62. Haz. Materials - 1 st Responder	Allan Hancock College	Technical	IV
63. Gangs - G.R.E.A.T.	Los Angeles S.D.	Technical	III

*Backfill courses

DECERTIFIED (Cont.)

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>
64. Restraint & Control Device	Los Angeles S.D.	Technical	IV
65. Restraint System - Instructors	Los Angeles S.D.	Technical	IV
66. Juvenile Law Enforcement	Los Angeles S.D.	Technical	IV
67. Baton Instructor - Expandable	Pismo P.D.	Technical	II*
68. Reserve Training Module C	Santa Barbara City College	Reserve Training	N/A
69. Reserve Training Module A,B,C	Santa Rosa Center	Reserve Training	N/A
70. Crowd Control Instructor	Santa Rosa Center	Technical	II*
71. Radar Operator	Santa Rosa Center	Technical	IV
72. Child Abuse Inv. - 1 st Responder	Arroyo Grande P.D.	Technical	II*
73. Child Victims - Interviewing	Arroyo Grande P.D.	Technical	IV
74. Advanced Officer	CA Highway Patrol	AO	IV
75. Canine Handler Update	State Center RTF	Technical	II*
76. Tactical Communication	State Center RTC	Technical	II*
77. Traffic Coll - Skidmark Analysis	State Center RTC	Technical	IV
78. Haz. Materials - On Scene Mgt.	Los Medanos College	Technical	IV
79. Managing Assaultive Behavior	Los Medanos College	Technical	N/A
80. Environmental Crimes Inv.	Los Medanos College	Technical	IV
81. Supervisory Course, Civilian	Los Medanos College	Supv. Trng.	IV
82. Internal Affairs Inv., Civilian	San Francisco P.D.	Technical	IV
83. Fraud - Cellular Phones	AirTouch Cellular	Technical	IV
84. Training Conference	CA Narcotic Canine Assn.	Technical	N/A
85. Less Lethal Force Instructor	Arcata P.D.	Technical	II*
86. Firearms/Semi-Auto Pistol	Sacramento D.A.'s Office	Technical	IV

*Backfill courses

DECERTIFIED (Cont.)

<u>Course Title</u>	<u>Presenter</u>	<u>Course Category</u>	<u>Reimbursement Plan</u>
87. Reporting Writing	Redwoods Center	Technical	IV
88. Reserve Training Module C	Redwoods Center	Reserve Training	N/A
89. Gangs - G.R.E.A.T.	Sonoma Co. S.D.	Technical	IV
90. Threat/Response Procedures	Napa Valley College	Supv. Trng.	N/A
91. Officer Update	Napa Valley College	Technical	IV
92. Dispatcher, Med. Emer Pub Safety	Napa Valley College	Technical	IV
93. Dispatch Upd., Med. Emer. Public Safety	Napa Valley College	Technical	IV

TOTAL CERTIFIED	<u>282</u>
TOTAL PROPOSITION 115 CERTIFIED	<u>0</u>
TOTAL TELECOURSES CERTIFIED	<u>20</u>
TOTAL IVD COURSES CERTIFIED	<u>78</u>
TOTAL DECERTIFIED	<u>93</u>
TOTAL MODIFICATIONS	<u>131</u>

2,908 Skills & Knowledge Modules certified as of 6-26-98
621 IVD Courses as of 6-26-98
414 Telecourses as of 6-26-98
2,456 Other Courses certified as of 6-26-98

759 Certified Presenters

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Financial Report - Fourth Quarter 1997/98		Meeting Date July 16, 1998
Bureau Administrative Services Bureau	Reviewed By Frederick Williams <i>[Signature]</i>	Researched By Staff
Executive Director Approval	Date of Approval	Date of Report July 7, 1998
Purpose <input type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input checked="" type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input checked="" type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

This report provides financial information ^{about} relative to the local assistance budget through June 30, 1998. Revenue which has accrued to the Peace Officers' Training Fund is shown as are expenditures made from the 1997-98 budget to California cities, counties and districts.

COMPARISON OF REVENUE BY MONTH - This report, shown as Attachment 1, identifies monthly revenues which have been transferred to the Peace Officers' Training Fund. Through June 30, 1998, we received \$36,410,965. The total is \$2,718,965 (8%) more than originally anticipated and is \$1,586,877 (4%) less than received for the same period last fiscal year. (Note: Revenue was higher last year due to a one time augmentation.)

NUMBER OF REIMBURSED TRAINEES BY CATEGORY - This report, identified as Attachment 2, compares the number of trainees reimbursed this fiscal year with the number reimbursed last year. The 51,980 trainees reimbursed through the fourth quarter represents an increase of 3,785 (8%) compared to the 48,195 trainees reimbursed during the similar period last fiscal year. (See Attachment 2)

REIMBURSEMENT BY COURSE CATEGORY - These reports compare the reimbursement paid by course category this year with the amount reimbursed last fiscal year. Reimbursements for courses through the fourth quarter of \$16,037,554 represent a \$873,143 (6%) increase compared to last fiscal year. (See Attachments 3A and 3B.)

SUMMARY - Fiscal Year 97/98 ended with a \$12.6 million reserve. This sum is attributed to a number of factors, including the residual affects (a) bringing POST in line with State of California accrual budgeting, which requires spending off the last two months of a one time, 14-month reserve year (approximately \$5 million); and (b) the infusion of \$6.1 million in budget augmentation from the governor and the legislature in the 96/97 Fiscal Year (\$2 million of the funds earmarked for the support of the museum of tolerance). Additionally, revenue to the POTF of \$36.4 million exceeded expectations by almost \$3 million. It is prudent to note that although reserves are significant, that expenditures currently exceed our baseline revenue. With the advent of the back-fill reimbursement program and other program expenditures, reserves are projected to be significantly reduced in the next two years.

ITEM (C) FY 98/99 Governor's Budget
 Our budget of \$4,752,000 has been approved by both houses
 to the legislature - includes \$12 million additional Revenue - However
 the Governor's Budget has not been signed -

sample/98/99

COMPARISON OF REVENUE BY MONTH

FISCAL YEARS 1996-97 AND 1997-98

1996-97

1997-98

MONTH	1996-97			CUMULATIVE TOTAL	1997-98			TOTAL	% OF EST	CUMULATIVE TOTAL	% OF EST	
	PENALTY ASSESSMENT FUND	TRANSFER FROM DT PAF ***	OTHER		CUMULATIVE MONTHLY ESTIMATE	PENALTY ASSESSMENT FUND	TRANSFER FROM DT PAF ***					OTHER *
JUL	\$2,949,499	\$418,485	\$17,371	\$3,385,355	\$2,771,000	2,890,628	133,190	22,798	\$3,046,616	109.95%	\$3,046,616	109.95%
AUG	2,383,405	492,252	-9,197	6,251,815	5,542,000	2,710,784	181,702	32,517	\$2,925,003	105.56%	5,971,619	107.75%
SEP	2,623,487	541,853	10,492	9,427,647	8,313,000	2,879,325	192,474	19,279	\$3,091,078	111.55%	9,062,697	109.02%
OCT	2,572,472	531,326	10,230	12,541,675	11,084,000	2,706,962	180,955	32,059	\$2,919,976	105.38%	11,982,673	108.11%
NOV	2,499,089	516,168	14,367	15,571,299	13,855,000	2,346,960	156,889	26,458	\$2,530,307	91.31%	14,512,980	104.75%
DEC	2,699,271	557,515	10,172	18,838,257	16,626,000	3,137,888	209,762	15,480	\$3,363,130	121.37%	17,876,110	107.52%
JAN	2,489,548	514,198	257,848	22,099,851	19,617,000	2,281,987	152,246	22,394	\$2,456,627	82.13%	20,332,737	103.65%
FEB	2,370,382	489,586	23,684	24,983,503	22,388,000	2,198,391	146,958	404,010	\$2,749,359	99.22%	23,082,096	103.10%
MAR	2,384,370	492,475	32,813	27,893,161	25,159,000	2,756,682	184,279	27,702	\$2,968,663	107.13%	26,050,759	103.54%
APR	2,601,650	537,630	31,790	31,064,231	27,930,000	2,902,013	193,793	23,723	\$3,119,529	112.58%	29,170,288	104.44%
MAY	2,622,515	541,634	20,631	34,249,011	30,701,000	2,885,639	200,242	40,070	\$3,125,951	112.81%	32,296,239	105.20%
JUN	2,778,534	573,857	396,440	37,997,842	33,692,000	3,512,501	227,676	374,549 **	\$4,114,726	137.57%	36,410,965	108.07%
TOTAL	\$30,974,222	\$6,206,979	\$816,641	\$37,997,842	\$33,692,000	\$33,209,760	2,160,166	\$1,041,039	\$36,410,965	108.07%	\$36,410,965	108.07%

* - Includes \$230,043 from coroner permit fees (per Ch 990/90)

** - Includes estimate for Surplus Money Investment Fund (SMIF)

*** - Per Section 24.10, Budget Act of 1997

*Museum
of
Zimbabwe*

COMMISSION ON POST

NUMBER OF REIMBURSED TRAINEES BY CATEGORY

JUNE

COURSE	1996-97			1997-98		
	Actual Total For Year	Actual July - June	% of Total	Projected Total For Year	Actual July - June	% of Projection
Basic Course	1,963	1,963	100%	2,000	1,578	79%
Dispatchers - Basic	370	370	100%	375	317	85%
Advanced Officer Course	2,498	2,498	100%	2,500	2,655	106%
Supervisory Course (Mandated)	651	651	100%	650	582	90%
Management Course (Mandated)	295	295	100%	300	306	102%
Executive Development Course	318	318	100%	320	331	103%
Supervisory Seminars & Courses	3,246	3,246	100%	3,250	3,952	122%
Management Seminars & Courses	1,874	1,874	100%	1,880	1,955	104%
Executive Seminars & Courses	493	493	100%	500	652	130%
Tech Skills & Knowledge Course	35,456	35,456	100%	35,460	38,133	108%
Field Management Training	32	32	100%	35	23	66%
Team Building Workshops	590	590	100%	600	659	110%
POST Special Seminars	318	318	100%	320	783	245%
Approved Courses	91	91	100%	90	54	60%
TOTALS	48,195	48,195	100%	48,280	51,980	108%

5th
up

Most of the trainee increase (2)677 can be found in the technical skills & knowledge area of training.

COMMISSION ON POST

REIMBURSEMENT BY COURSE CATEGORY

1996-97

1997-98

COURSE	Total For Year	Actual July - June	Actual June	Actual July - June
Basic Course	\$1,884,057	\$1,884,057	\$125,322	\$1,637,376
Dispatchers - Basic	262,556	262,556	37,243	268,806
Advanced Officer Course	146,502	146,502	23,084	166,892
Supervisory Course (Mandated)	428,675	428,675	60,602	363,615
Management Course (Mandated)	294,217	294,217	74,946	295,300
Executive Development Course	248,407	248,407	13,628	273,453
Supervisory Seminars & Courses	1,249,857	1,249,857	175,920	1,340,629
Management Seminars & Courses	651,878	651,878	136,789	720,365
Executive Seminars & Courses	184,843	184,843	41,790	244,400
Tech Skills & Knowledge Course	9,143,888	9,143,888	1,293,494	9,825,823
Field Management Training	17,675	17,675	866	10,682
Team Building Workshops	295,257	295,257	14,386	330,035
POST Special Seminars	89,927	89,927	25,673	262,138
Approved Courses	12,341	12,341	421	5,947
Training Aids Technology	254,331	254,331	66,277	292,093
TOTALS	\$15,164,411	\$15,164,411	\$2,090,441	\$16,037,554

Most of the increase in reimbursement (\$873,143) is to be found in the training area of Technical Skills & Knowledge Training (\$681,935)

COMMISSION ON POST

SUMMARY OF REIMBURSEMENT EXPENSE CATEGORIES

EXPENSE CATEGORIES	FY 1996-97 Total	1996-97 July - June	1998 June	1997-98 July - June
Resident Subsistence	\$8,156,648	\$8,156,648	\$1,148,097	\$8,621,307
Commuter Meal Allowance	941,878	941,878	76,768	1,007,393
Travel	2,477,106	2,477,106	334,273	2,720,198
Tuition	3,334,448	3,334,448	458,253	3,389,790
Backfill Salary	0	0	6,773	6,773
Training Technology Assistance	254,331	254,331	66,277	292,093
TOTALS	\$15,164,411	\$15,164,411	\$2,090,441	\$16,037,554

increase - \$464,659
 increase \$65,515
 increase \$243,092
 increase \$55,342

See Summary

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title NEW AGENCY - Snowline Joint Unified School District Police Department		Meeting Date July 16, 1998
Bureau Training Delivery and Compliance	Reviewed By Dick Reed, Chief <i>[Signature]</i>	Researched By Bob Spurlock <i>[Signature]</i>
Executive Director Approval <i>[Signature: Kenneth J. O'Brien]</i>	Date of Approval 6-25-98	Date of Report June 19, 1998
Purpose <input type="checkbox"/> Decision Requested <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input checked="" type="checkbox"/> Yes (See Analysis for details) <input type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

The Snowline Joint Unified School District Police Department is seeking entry into the POST Regular (Reimbursable) Program on behalf of its peace officers.

BACKGROUND

The department's officers are appointed pursuant to Section 830.32(b) of the Penal Code. Suitable background and other provisions of the Government Code regarding selection standards have been met.

ANALYSIS

The police department currently employs four peace officers.

Fiscal impact for reimbursement of training will cost approximately \$2,000 per year.

RECOMMENDATION

The Commission be advised that the Snowline Joint Unified School District Police Department has been admitted into the POST Regular (Reimbursable) Program consistent with Commission Policy.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title NEW AGENCY - Grossmont-Cuyamaca Community College District Department of Public Safety		Meeting Date July 16, 1998
Bureau Training Delivery and Compliance	Reviewed By Dick Reed, Chief <i>LR</i>	Researched By Bob Spurlock <i>RS</i>
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval 6-25-98	Date of Report June 19, 1998
Purpose <input type="checkbox"/> Decision Requested <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input checked="" type="checkbox"/> Yes (See Analysis for details) <input type="checkbox"/> No

In the space provided below, briefly describe the **ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION.** Use additional sheets if required.

ISSUE

The Grossmont-Cuyamaca Community College District Department of Public Safety is seeking entry into the POST Regular (Reimbursable) Program on behalf of its peace officers.

BACKGROUND

The department's officers are appointed pursuant to Section 830.32(a) of the Penal Code. Suitable background and other provisions of the Government Code regarding selection standards have been met.

ANALYSIS

The police department currently employs six peace officers.

Fiscal impact for reimbursement of training will cost approximately \$3,000 per year.

RECOMMENDATION

The Commission be advised that the Grossmont-Cuyamaca Community College District Department of Public Safety has been admitted into the POST Regular (Reimbursable) Program consistent with Commission Policy.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Patterson Police Department - Withdrawal from POST Regular (Reimbursable) Program		Meeting Date July 16, 1998
Bureau Training Delivery and Compliance Bureau	Reviewed By Dick Reed, Chief <i>Dick Reed</i>	Researched By Bob Spurlock <i>Bob Spurlock</i>
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval 6-25-98	Date of Report June 19, 1998
Purpose <input type="checkbox"/> Decision Requested <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input checked="" type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

Remove the Patterson Police Department from the POST Regular (Reimbursable) Program.

BACKGROUND

The Patterson Police Department has been disbanded effective July 1, 1998. Documentation from George T. Lambert, Patterson City Manager, has been received advising POST of the action.

ANALYSIS

The Stanislaus County Sheriff's Department became the law enforcement agency for the City of Patterson on July 1, 1998.

The change will have no impact on the POST budget.

RECOMMENDATION

The Commission be advised the Patterson Police Department has been removed from the POST Regular (Reimbursable) Program.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Los Angeles Metropolitan Transit Authority Police Department - Withdrawal from POST Regular (Reimbursable) Program		Meeting Date July 16 1998
Bureau Training Delivery and Compliance Bureau	Reviewed By Dick Reed, Chief <i>DR</i>	Researched By Bob Spurlock <i>RS</i>
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval 6-25-98	Date of Report June 19, 1998
Purpose <input type="checkbox"/> Decision Requested <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input checked="" type="checkbox"/> No

In the space provided below, briefly describe the **ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION**. Use additional sheets if required.

ISSUE

Remove the Los Angeles Metropolitan Transit Authority Police Department from the POST Regular (Reimbursable) Program.

BACKGROUND

The Los Angeles Metropolitan Transmit Authority Police Department merged with the Los Angeles Police Department and Los Angeles County Sheriff's Department as a result of a reorganization of local government. The effective date was November 23, 1997.

A letter has been received from Captain Richard W. Eide, Commanding Officer of Continuing Education, Los Angeles Police Department, advising POST of this merger.

ANALYSIS

Of the 334 officers employed by the Los Angeles Metropolitan Transit Authority, 172 were assigned to the Los Angeles Police Department, 109 were assigned to ~~the Los Angeles County Sheriff's Department~~, and 53 were not hired by either agency. The officers assigned to these agencies were subjected to lateral entry hiring standards.

Fiscal impact on the POTF should be a savings of approximately \$25,000 per year.

RECOMMENDATION

The Commission be advised the Los Angeles Metropolitan Transit Authority Police Department has been removed from the POST Regular (Reimbursable) Program.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title New Agency - State of California, Franchise Tax Board		Meeting Date July 16, 1998
Bureau Training Delivery and Compliance	Reviewed By Dick Reed, Chief	Researched By Bob Spurlock <i>[Signature]</i>
Executive Director Approval <i>[Signature: Kenneth O'Brien]</i>	Date of Approval 6-25-98	Date of Report July 19, 1998
Purpose <input type="checkbox"/> Decision Requested <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input checked="" type="checkbox"/> No

In the space provided below, briefly describe the **ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION.** Use additional sheets if required.

ISSUE

The State of California, Franchise Tax Board, is seeking entry into the POST Specialized (non-Reimbursable) Program on behalf of its investigators.

BACKGROUND

The Board's investigators are appointed under the authority of Penal Code Section 830.3(s) and has submitted the proper documentation supporting POST objectives and regulations.

ANALYSIS

The Board has 20 full-time investigators and is complying with POST Regulations. There will be no fiscal impact on the POST budget.

RECOMMENDATION

The Commission be advised that the State of California, State Franchise Tax Board, has been admitted into the POST Specialized (non-Reimbursable) Program consistent with Commission Policy.

COMMISSION ON PEACE OFFICER STANDARDS

An Orientation to the POST Advisory Committee

(The following information was extracted from past Commission meeting minutes, Commission Policy Manual, and other historical documents)

History of Formation

The POST Advisory Committee was established by the Commission in 1968 to assist the Commission "in developing and implementing programs to raise the level of competency of local law enforcement." The Advisory Committee was also formed because of repeated requests and legislation to enlarge the Commission and to "get wider representation to improve the quality of and quantity of communications between the Commission, various professional groups, and the public."

By June 1969, the Commission had appointed eight members including representatives of the following organizations - California Peace Officers' Association, California Police Chiefs' Association, California State Sheriffs' Association, Chairman of a Police Service program of a community college, a representative of the Chancellor's Office of the California Community Colleges, and one or more persons without any direct connection to law enforcement, police education, or public service. The categories of representation evolved over time.

Present Composition

In 1969, the Advisory Committee composition was set at nine members, serving three-year staggered terms. In 1970, a representative of CAPTO and a student were added. By 1976, the following 13 categories of appointments had been established - CAAJE, Specialized Law Enforcement, PORAC, CHP, CSSA, CPOA, CAPTO, Public (2), Chancellor's Office, CPCA, Public, and Student. In 1980, the Commission added representatives of CADA and WPOA and deleted student representation. By 1985, the Commission added a COPS representative bringing the Committee to its present composition and size of (14).

Role of the POST Advisory Committee

The role has changed from time to time over the years but has remained fixed since July 1979 when the Commission adopted the following:

Purpose

The Advisory Committee of the Commission on Peace Officer Standards and Training is established for the principal purpose of providing two-way communications between the Commission and associations and organizations sharing a vital interest in the activities and decisions of the Commission. Therefore, the Advisory Committee shall be a consortium of representatives of common interest groups which convenes periodically to give and receive information, review projects and programs, and make recommendations to the Commission.

Procedures

The Advisory Committee may:

- o Receive briefings on POST's programs and projects.
- o Call to the attention of POST staff any suggestions or concerns of members' associations and the Advisory Committee collectively.
- o Formulate specific proposals for consideration when directed by the Commission.

The Advisory Committee shall not undertake projects on its own. However, the Commission may assign it special projects from time to time. The Advisory Committee's function in this regard shall be to provide input and serve as a sounding board for the Commission and its staff.

Over the years, the Committee has been assigned many critical and sensitive issues by the Commission. Its service to the Commission is essential.

Commission Policies

- a) Members are appointed by the full Commission
 - (1) Members representing an association or agency are nominated by the association or agency. Associations or agencies shall nominate a minimum of three (3) individuals in priority order. The Commission will appoint an individual from the nominees.
 - (2) The public members are nominated by members of the Commission. If more than one nomination exists for an opening, the chairman of the Commission shall poll the Commissioners to determine the nominee.
- b) Members always serve at the pleasure of the Commission, with a normal term for members being three years.
- c) The appointment cycle of members is on a September-to-September basis, in conformance with Commission Appointments, with staggered terms.
- d) The Advisory Committee Chairman and Vice-Chairman are elected by their fellow members at the last scheduled meeting of each calendar year.
- e) A member's unexcused absence from two consecutive regularly scheduled meetings shall result in formal review by the Commission of the member's status for consideration of removal from the Advisory Committee.

- f) A member's service shall, when appropriate, be reviewed annually by the Commission with the association or group represented.
- g) Members are not allowed to send alternates to represent them at meetings.
- h) The Advisory Committee shall schedule as far in advance as practical at least four meetings annually, any one or more of which may be canceled if deemed not necessary by the Chairman. One of the four scheduled meetings shall be with the Commission or its representatives, preferably at or near the site of the Commission meeting and the day before. (NOTE: As a matter of practice, the Advisory Committee meets the day before each Commission meeting.)
- i) The Chairman of the Advisory Committee shall attend Commission meetings and serve as spokesman for the Advisory Committee.

Commission Meeting 1/27/83

(Also see 10-25-79)

- j) New POST Advisory Committee Members shall be invited to visit POST Headquarters within six months of their appointment for the purpose of orientation to POST and its activities. This visit should be in conjunction with a Commission meeting held in Sacramento, to allow the new member(s) to observe Commission deliberations and to personally meet the Commissioners.
- k) After the initial orientation meeting in Sacramento, Advisory Committee Members shall only be reimbursed for expenditures incurred while attending scheduled Advisory Committee meetings, with the exception of the annual joint Commission/Advisory Committee meeting.
- l) The annual Commission/Advisory Committee meeting should include a no-host informal luncheon, for all Commissioners and Advisory Committee Members.

Commission Meeting 4/19/84

Procedures

1. The Advisory Committee is provided part-time staff assistance including clerical and coordination.
2. Advisory Committee members are provided advanced copies of the Commission meeting agendas and binder of staff reports for the purpose of facilitating direct input to the Commission.

3. Members of the Commission's POST Advisory Committee Liaison Committee routinely attend Committee meetings.

Miscellaneous

1. The Commission has assigned the Advisory Committee ongoing responsibility to monitor the Governor's Award for Excellence In Peace Officer training and to screen nominees and recommend recipients.
2. The Advisory Committee coordinates and interfaces, on behalf of the Commission, with the California law Enforcement Image Coalition.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Report on the Effectiveness Evaluation of the <i>Tools for Tolerance</i> Training Program		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By <i>F. J. [Signature]</i>	Researched By Steve Chaney
Executive Director Approval <i>[Signature]</i>	Date of Approval <i>6-24-98</i>	Date of Report June 16, 1998
Purpose <input type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input checked="" type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

This is a report on the progress being made to evaluate the *Tools for Tolerance* training course presented by the Museum of Tolerance. This status report was requested by the Commission at its April 1998 meeting.

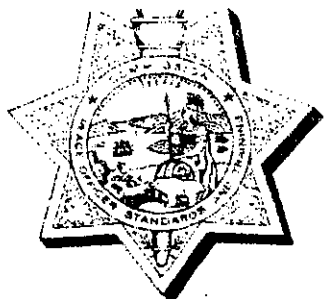
BACKGROUND

The *Tools for Tolerance* training course is presented 230 times annually to approximately 7,000 California peace officers and other law enforcement agency personnel in public contact positions. As directed by the State legislature, POST provides stewardship for presentation of this eight-hour training course which is supported by a \$2 million annual legislative appropriation. It has the largest single course attendance of all courses currently certified for presentation by POST.

ANALYSIS

POST is entering the third year of certifying presentations of the *Tools for Tolerance* training program and recognizes the need to assess its effectiveness. In support of that goal, POST established an Evaluation Advisory Group (EAG) to develop an Effectiveness Evaluation Project - Request for Proposal (RFP) to select a project contract vendor by the end of fiscal year 97/98. The intended focus of the project is to measure the degree and duration of effect of this course which is directed towards influencing attitudes and behavior of law enforcement agency employees. The EAG consists of: Chief Paul Jefferson, Modesto Police Department, representing the California Chiefs Association; Dr. Tom Knutson, Professor of California State University, Sacramento; Dr. Robin Greene of the Los Angeles Police Department, Human Relations Division; Dr. Bob Holmgren of the POST Standards and Evaluation Bureau; and Steve Chaney, Manager of the POST Center for Human Relations. Working in conjunction with Director Liebe Geft of the Museum of Tolerance, the EAG served as the contract Award Committee.

After establishing the committee and developing the RFP, the RFP was distributed to three Internet web sites on May 13, 1998. The State Contracts Register, University Services, and POST's web sites directed potential bidders to a comprehensive RFP and related appendices. POST also provided hard copies of the RFP to interested vendors.



Resolution OF THE *Commission on Peace Officer Standards and Training* STATE OF CALIFORNIA

WHEREAS, Robby C. Lake is a Sergeant with the Sacramento Police Department with an impressive service in law enforcement and the statewide training community; and

WHEREAS, Robby C. Lake served the Commission on Peace Officer Standards and Training in the capacity of a POST Special Consultant in the Management Fellow Program, full time from January 5, 1998 though June 30, 1998; and

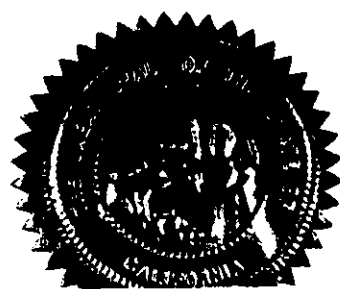
WHEREAS, Robby C. Lake was the Project Manager for the Field Training Program implementation plan and responsible for all of the activities related to implementing the mandated Field Training Program as part of the basic training requirement for all California peace officers; and

WHEREAS, Robby C. Lake coordinated activities related to managing the implementation of the Field Training Program statewide, approving individual agency field training programs, and completing the significant revisions to the Field Training Officer Course; and

WHEREAS, Robby C. Lake's work on this historical, critical, and challenging project was exemplary in every respect and the results of this work will provide tangible benefits and quality field training programs to professional law enforcement training throughout California for years to come; now

THEREFORE BE IT RESOLVED, That the Commission on Peace Officer Standards and Training commend Sergeant Lake for a truly outstanding job; and

BE IT FURTHER RESOLVED, That the Commission extends its thanks and best wishes for continued success in service to the California law enforcement community in the years to come.



Chairman
Kenneth J. O'Brien
Executive Director

June 30, 1998



Resolution OF THE *Commission on Peace Officer Standards and Training* STATE OF CALIFORNIA

WHEREAS, Emily Elliott-Kuszk has been the Executive Director of the Administration of Justice Program, California State University, San Jose, from September 1978 through June 1998; and

WHEREAS, Emily Elliott-Kuszk has continuously demonstrated outstanding leadership in representing the Administration of Justice Program, California State University, San Jose, within the law enforcement community in California; and

WHEREAS, Emily Elliott-Kuszk has diligently advocated the interests of law enforcement resulting in a variety of training seminars and courses, including the Institute of Criminal Investigation; and

WHEREAS, Emily Elliott-Kuszk has worked closely with staff of the Commission on Peace Officer Standards and Training and maintained a reputation for pursuit of excellence in all that she did, now

THEREFORE, BE IT RESOLVED, the Commission on Peace Officer Standards and Training expresses its thanks and appreciation to Emily Elliott-Kuszk for all that she has done on behalf of law enforcement during her tenure as Executive Director of the Administration of Justice Program, California State University, San Jose; and

BE IT FURTHER RESOLVED, the Commission on Peace Officer Standards and Training extends its heartfelt best wishes to Emily Elliott-Kuszk on her well earned retirement.



Chairman
Thomas J. O'Brien

Executive Director

June 30, 1998

WHEREAS, Larry Carpenter served law enforcement with distinction for 33 years, beginning as a patrol officer with the Fillmore City Police Department; and

WHEREAS, Larry Carpenter has served as a member of the Ventura County Sheriff's Department since 1969, and as Sheriff from 1993 to 1998; and

WHEREAS, Larry Carpenter was responsible for development of the Department's Hostage Negotiation Team and development of Standard Operating Procedures for Special Investigations; and

WHEREAS, Larry Carpenter created a Crime Suppression Unit to enforce zero tolerance of gang violence; and

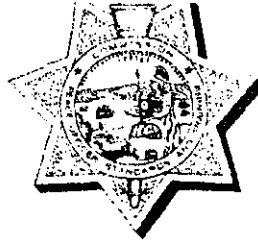
WHEREAS, Larry Carpenter has become an outstanding role model for police administrators throughout the State of California; and

WHEREAS, Larry Carpenter is retiring following 33 years of distinguished service to the public and California law enforcement; now therefore

BE IT RESOLVED, The Commission on Peace Officer Standards and Training recognizes Sheriff Carpenter's many contributions to law enforcement and the people of California; and

BE IT FURTHER RESOLVED, That the Commission extends best wishes to Larry Carpenter for continued success and happiness in retirement.

June 26, 1998



Resolution OF THE *Commission on Peace Officer Standards and Training* STATE OF CALIFORNIA

WHEREAS, Gene S. Rhodes served the Commission on Peace Officer Standards and Training with distinction for 25 years; and

WHEREAS, Gene S. Rhodes served as a Law Enforcement Consultant I and attained the rank of Law Enforcement Consultant II in 1975, and has served in that capacity in an outstanding and efficient manner in delivering law enforcement training services to men and women throughout California; and

WHEREAS, Gene S. Rhodes served with the California Highway Patrol for 14 years, attaining the rank of Sergeant; and

WHEREAS, Gene S. Rhodes made significant contributions to developing training systems and concepts for the delivery of training services to law enforcement during his years of service; now, therefore

BE IT RESOLVED, The Commission on Peace Officer Standards and Training recognizes Gene S. Rhodes' service and contributions to law enforcement and the people of California; and

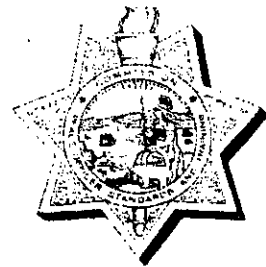
BE IT FURTHER RESOLVED, That the Commission does hereby commend Gene S. Rhodes for his dedicated and effective service and extends best wishes for continued success and happiness in retirement.



Chairman

Executive Director

June 30, 1998



Resolution OF THE Commission on Peace Officer Standards and Training STATE OF CALIFORNIA

WHEREAS, Michael W. Sweet is assigned as the Deputy Legislative Secretary, Office of the Governor since October, 1997 and previously served as Deputy Secretary, Legislation and Legal Counsel, California Youth and Adult Correctional Agency from May 1995 to October 1997; and

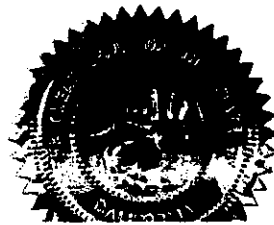
WHEREAS, Michael W. Sweet continuously demonstrates exceptional professional leadership and service in providing insight, analysis and direction to law enforcement, criminal justice and youth and adult correctional issues; and

WHEREAS, Michael W. Sweet has worked closely with staff of the Commission on Peace Officer Standards and Training in providing assistance in legislative matters that reflected professional excellence and judgement; and

WHEREAS, Michael W. Sweet has served with distinction as the Executive Director, California Youthful Offenders Parole Board; Executive Director, California District Attorneys Association; Chief, Enforcement Division, Fair Political Practices Commission; and Deputy District Attorney for the California counties of Sacramento, Placer and Stanislaus; now

THEREFORE, BE IT RESOLVED, the Commission on Peace Officer Standards and Training expresses its thanks and appreciation to Michael W. Sweet for all that he has done on behalf of California law enforcement and criminal justice systems in his many distinguished capacities; and

BE IT FURTHER RESOLVED, the Commission on Peace Officer Standards and Training is pleased to recognize the outstanding service Michael W. Sweet has given to the citizens of California.



Chairman

Executive Director

Memorandum

Date: July 2, 1998

To: POST Commissioners

From: RICK TER BORCH, Chairman
Committee on Strategic Implementation Plan
Commission on Peace Officer Standards and Training

Subject: QUARTERLY REPORT ON IMPLEMENTING POST'S STRATEGIC PLAN

Since the last Quarterly Report in April, considerable progress has occurred in implementing POST's Strategic Plan. Because activities are occurring on over half of the plans 61 objectives, only the most significant will be reported upon.

Goal A - IMPROVE STANDARDS AND COMPETENCIES

A.3 Review POST's Continuing Professional Training Requirement

*Extensive research has occurred in identifying preliminary recommendations to update this training requirement. Consensus has been reached from groups representing POST's partners and clients. Starting in July, staff will begin an analysis of these preliminary recommendations. Review by the Commission's Long Range Planning Committee (LRPC) will occur prior to a report to the Commission at its November meeting.

A.4 Establish a Standardized, Mandatory Field Training Program

*Since the Commission approved this FTO requirement in January, a bulletin has been released to law enforcement agencies outlining the requirements and procedures for making application to POST for an approved program. To date, over 72 applications have been received, with some not qualifying for approval. A reminder bulletin is being planned to accelerate the approval process by December 31 of this year when the requirement ~~takes effect~~. Curriculum for the Field Training Officer course has been updated ~~and standardized~~. A contract is being issued to the San Francisco Police Department to develop 12 video scenarios to help standardize instruction to field training officers.

A.8 Improve Entry-Level Selection Standards

*Recent workshops with POST's clients have produced preliminary desirable peace officer personality traits and abilities which will become the object of developing screening tests or using existing ones.

*Regarding educational requirements, a review of case law and associated literature is underway. Survey forms to gather educational and demographic information from applicants have been developed and are being reviewed by staff.

A.9 Increase and Improve Cognitive/Skill Testing in the Basic Course

*Considerable staff activities are being directed to this objective. The Commission's Long Range Planning Committee will consider a staff report at its June meeting that proposes a legislative change to authorize POST to develop and require basic academy students to successfully pass mid-term and final cognitive exams. With the accelerated development of Basic Course student workbooks, a monumental task is underway to bring into alignment POST's existing cognitive test items for the learning domain exams. Finally, staff has developed a model for testing skills in the Basic course which concerns handling domestic violence cases. The model, which is being pilot tested at Los Angeles Police Department and Los Medanos Academies, portends a significant standardization of skill testing.

A.11 Conduct Updated Job Task Analysis for Entry Level Officers

*The final stages of competing and updating job task analyses are near. A preliminary report will be made to the Commission at its July meeting. Field review of staff's conclusions and findings is about to commence. A strategic analysis with input of law enforcement leaders will be conducted that will suggest what implications the analysis has for peace officer selection and training.

Goal B - MAXIMIZE TRAINING DELIVERY

B.8 Research on New Training Technology

*Now that the Commission has approved replacing the IVD with CD-Rom multimedia technology, attention has been turned to developing courseware in this new format or otherwise acquiring it for law enforcement. Development of a domestic violence program is underway. Plans are being made to convert the existing first aid/CPR program to CD-Rom. A proposal is being developed to acquire and modify a U.S. Air Force produced program on hazardous materials. Finally, staff is researching the development of a ~~standardized~~ course administration system that holds the potential for users of POST's multimedia to communicate with POST via the internal modem in the new CD-Rom equipment.

B.12 Simplify Course Certification Process

*A draft report has been prepared describing the existing process and outlining some preliminary recommendations for simplifying the system. Being considered as recommendations is: (1) elimination of course announcements, including the information on course rosters; (2) biannual course recertification

instead of annual; and (3) more on-line communications between POST and training presenters.

GOAL C - DEVELOP PARTNERSHIPS

C.5 Establish Partnerships

*Training partnerships are being expanded with a variety of entities including:

1. Santa Rosa Junior College and the California Community College Chancellor's Office
2. Basic Academies - Student workbook development
3. California Highway Patrol - Development force option scenarios
4. KPBS San Diego State University - Development of a hot line for law enforcement agencies to secure information and videos
5. University Services (a unit within the CSU Chancellor's Office) which has the potential for increasing POST's training program effectiveness evaluation

C.6 California Law Enforcement Image Coalition

*POST continues to provide staff resources and expertise to the Coalition with the final report of a survey of law enforcement agencies recently completed.

*Staff is also working with the Coalition to determine the feasibility of development a POST telecourse on exemplary programs.

GOAL D - ACQUIRE RESOURCES

D.1 Support Partners in Acquiring Resources

*Considerable interchange of information between POST and law enforcement has recently occurred with regard to the Governor's proposed augmentation of POST's budget for FY 1998/99.

D.5 Establish Cost Recovery Strategies

*Contracts or MOU's have recently been established with the State Office of Publishing and KPBS San Diego State for the sale and distribution of Basic Course student/instructor workbooks.

GOAL E - ESTABLISH CLEARINGHOUSE

E.1-8 *Considerable implementation progress has been on each objective. Detailed plans have been developed for full implementation pending acquiring a program coordinator from the proposed FY 1999/00 budget due to be approved this July.

*Extensive development of POST's Web page has already been accomplished which will serve as a primary means for law enforcement's access to the Clearinghouse resource.

*Considerable field input has been received from User Committees.

GOAL F - IMPROVE QUALITY OF POST SERVICES

F.6 Revise and Update POST's Regulations

*POST's regulations are being reviewed for the purpose of updating them. Proposed changes will be brought to the Commission for approval.

F.7 Upgrade POST's Informational and Business Practices

*A budget change proposal to add two computer programmers is scheduled for approved in July. These positions will enable staff to implement a detailed plan that was previously developed. POST's informational and business practices should greatly improve and enhance POST services.

F.8 Evaluate POST's Services and Training Courses

*Staff has been exploring alternatives for expanding evaluation of training course effectiveness, particularly those high cost or high volume courses. Two sources are currently being examined, including University Services (a service of the CSU Chancellor's Office) and executive monitoring of in-progress training courses.

GOAL G - VALUE OUR EMPLOYEES

G.1 Improve Staff Training

*Staff training has improved in recent months with several program presented in-house.

*For the first time, POST will have a full-time training manager effective July 1. This is being accomplished by some revising of priorities.

G.2 Staff Performance Reviews

*While staff performance reviews have been instituted, training and orientation of POST's managers/supervisors is scheduled to occur in June, prior to when the annual reviews are scheduled.

G.4 Cross Training of Staff

*As a precursor to more widespread cross training of staff, updated duty statements of all positions within POST has been accomplished.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Proposed Changes to the Basic Course Training Specifications		Meeting Date July 16, 1998
Bureau Basic Training Bureau	Reviewed By Ken Whitman <i>[Signature]</i>	Researched By Jody Buna/Shirley Paulson
Executive Director Approval <i>[Signature]</i>	Date of Approval 7-1-98	Date of Report June 8, 1998
Purpose: <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input checked="" type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

Should the Commission approve, subject to a public review process, changes to the basic course training specifications as enumerated in this report?

BACKGROUND

As part of an ongoing review of Regular Basic Course content, POST staff and curriculum consultants (academy instructors and other subject matter experts) thoroughly review learning domain content to determine if revisions are necessary. This process occurs in regularly scheduled workshops during which curriculum and supporting material for specific domains are updated to reflect emerging training needs, compliance with legislatively mandated subject matter, changes in the law, or to improve student learning and evaluation.

Proposed changes to the training specifications for Learning Domains #3 Community Relations, #19 Vehicle Operations, #20 Use of Force, #24 Handling Disputes/Crowd Control, #25 Domestic Violence, #30 Preliminary Investigation and #33 Person Searches/Baton are the result of these regularly scheduled reviews and impact one or more of the following elements of the domains:

- Domain title
- Required tests
- Required learning activities

ANALYSIS

Following are summaries of major changes recommended to these domains. Learning domain training specifications containing complete proposed changes are shown in Attachment A.

- **Learning Domain #3 (Community Relations)**

Changes to Required Tests

The existing test specification limits the conditions in which tactical communication skills can be tested by requiring the issuance of a misdemeanor citation. Proposed modifications will facilitate the development of tests by allowing greater flexibility in the use of simulations.

- **Learning Domain #19 (Vehicle Operations)**

Changes to Testing Requirements

Extensive enhancements are proposed to the testing requirements in this domain in an effort to raise proficiency levels and standardize testing among the academies. The recommended testing changes include:

- Enhancing the testing criteria in the front and rear wheel skid test to require the student to demonstrate proper hand position, input smooth steering and maintain control of the vehicle (existing test "B").
- Adding a new test that requires the student to accurately steer the vehicle in reverse (proposed test "C")
- Requiring additional evaluation elements to enhance the testing requirement of the student's ability to maintain control of a vehicle that is skidding including steering control, smoothness, brake application and weight transfer (proposed test "D"). Consolidating for effectiveness the vehicle positioning test (previous testing element "D" into a new more detailed low speed precision driving examination (proposed test "K").
- Integrating the vehicle displacement test (previous test "E") into a new collision avoidance test (proposed test "I").
- Adding evaluation criteria to the existing threshold braking test including maintaining rolling friction and steering control to standardize the test (proposed test "E").
- Expanding the existing emergency operation test by adding ten testing elements including driving ability, proper use of emergency equipment, and performance under simulated job related stress conditions.
- Adding detail to the existing pursuit driving test (proposed test "G") that complies with the training requirements in Penal Code Section 13519.8. The enhanced testing requirement is intended to ensure compliance with the pursuit driving training mandate.

- Requiring a new examination to enhance the testing in the area of acceleration techniques (proposed test "H").
- Enhancing the testing standard by adding detail to a new collision avoidance test (proposed test "I").
- Adding a new parking test to require the student to demonstrate skill in a critical driving area (proposed test "J").
- Adding a test to evaluate precision driving skills (proposed test K).

Changes to Required Learning Activities

A new learning activity is proposed to require the student to experience the unique features of an Anti-Lock Braking System. The activity is intended to prepare the student to react positively during the application of the braking system.

- **Learning Domain #20 (Use of Force)**

Changes to Required Tests

Several modifications are proposed to the testing requirements in this domain to enhance student performance including:

- Modifying language in test "B" to focus the scenario test on the use of force in detentions.
- A separate scenario test (proposed test "C") is recommended to cover the use of force while effecting an arrest. Previously approved testing criteria regarding use of force are included in this test.
- An exercise test is proposed that requires the student to demonstrate the use of an impact weapon under conditions that simulate the dynamics of a use of force incident. The test requires the student to deliver effective weapon strikes and escalate and de-escalate force according to the demands of the incident. The new test requires the student to demonstrate endurance, strength, flexibility, reaction-response and complex impact weapon movements.

- **Learning Domain #24 (Handling Disputes/Crowd Control)**

Changes to Required Tests

Two tests are proposed for deletion:

1. It is proposed that the simulated family dispute be deleted because the domestic violence scenario test adequately covers testing the skills necessary to handle a family dispute. Deletion of the test does not adversely impact the testing standards in the course but will save the costs of staging a scenario test that is not needed.
2. It is proposed that the landlord tenant dispute be deleted because it has proven difficult to develop a scenario test that has statewide applicability. There are different policies and procedures related to enforcing landlord tenant laws throughout the state. The cognitive subject matter related to the disputes is more effectively tested using current paper and pencil tests.

- **Learning Domain #25 (Domestic Violence)**

Changes to Required Tests

Testing element #4 of test "B" requires the student to comply with domestic violence reporting requirements which, in effect, require the student to complete a crime report during the scenario test. This was not staff's intent when developing the training specification. Requiring the student to verbally answer questions concerning domestic violence reporting requirements is sufficient. Further, the ability to write a crime report is tested in Learning Domain #18 Report Writing.

- **Learning Domain #30 (Preliminary Investigation)**

Changes to Required Tests

It is recommended that the testing elements that require the student to "~~proceed safely~~ to the scene" and "identify other sources of information" be eliminated from the basic investigation test because those elements are neither practical nor necessary for testing in this domain..

It is further recommended that the ninth testing element in the child abuse test be enhanced to include "if at risk of serious physical harm" to accurately reflect the legal conditions under which a child can be taken into custody.

- **Learning Domain #33 (Person Searches/Baton)**

Change to Domain Title

It is recommended that the title of the domain be changed to Arrest and Control/Baton to accurately reflect the curriculum in the domain.

Changes to Required Tests

Extensive enhancements are proposed to the testing requirements in this domain in an effort to raise proficiency levels and standardize testing among the academies. The recommended testing changes include:

- Enhance the existing cover officer exercise test by adding testing elements including maintaining advantage, control, balance, alertness and controlling force.
- Adding visual, pat-search, full-body incident to arrest and high-risk to the minimum testing requirement.
- Enhance the handcuffing procedures test by adding new testing elements.
- Delete the prisoner transportation test. The curriculum will continue to be covered in the course but the test is considered expendable.
- Add more specific testing elements to control hold, takedown, weapon takeaway and retention tests.
- In addition to a skilled movement impact weapon test proposed as an addition in Learning Domain #20, enhancement of the baton test is proposed in this domain.

Curriculum and Testing Changes to Reserve Training Module "D"

At the January 22, 1998 meeting the Commission approved a proposal to automatically and simultaneously effect the same changes to Reserve Training Module "D". *The Training Specifications for Reserve Training - Module "D"* will be modified to reflect these curriculum and testing changes if approved by the Commission.

The proposed revisions are recommended by staff and curriculum consultants to update and further refine the existing language of the training specifications. All proposed changes have been reviewed and endorsed by the Consortium of Academy Directors. Proposed changes to the training specifications are included as Attachment A and Regulation 1005 is included as Attachment B.

RECOMMENDATION

If the Commission concurs, it is proposed that Commission Regulation 1005 and the documents, *Training Specifications for the Regular Basic Course and Training Specifications for Reserve Training - Module "D"* be amended to include the recommended revisions. Proposed changes must be adopted pursuant to the Administrative Procedures Act and it is proposed that the Notice of Proposed Action Process be used. These changes would be effective October 1, 1998 if approved.

PROPOSED REVISIONS

TRAINING SPECIFICATIONS FOR THE REGULAR BASIC COURSE

REGULAR BASIC COURSE

SPECIFICATIONS FOR LEARNING DOMAIN #03 COMMUNITY RELATIONS

~~July 1, 1997~~ October 1, 1998

I. INSTRUCTIONAL GOALS

The goals of instruction on **Community Relations** are to provide students with:

- A. an understanding of the roles and responsibilities of law enforcement in the community;
- B. an understanding of community expectations and perceptions of law enforcement services and peace officer behavior;
- C. a knowledge of crime prevention concepts and techniques;
- D. an understanding of community-based and problem-oriented policing concepts;
- E. an understanding of tactical communication techniques and methods to obtain voluntary compliance;
- F. the ability to use tactical communication techniques to defuse conflict and obtain voluntary compliance;
- G. the ability to apply problem-solving concepts to a variety of law enforcement situations; and
- H. an understanding of the benefits of maintaining effective news media relations.

II. REQUIRED TOPICS

The following topics shall be covered:

- A. Roles and responsibilities of law enforcement in the community

- B. Community expectations and perceptions of law enforcement services
- C. Community expectations and perceptions of peace officer behavior
- D. Communication and active listening skills to include:
 - 1. Enhancing professionalism through effective communication
 - 2. General concepts and techniques of tactical communications and verbal persuasion
 - 3. Deflecting verbal abuse
 - 4. Paraphrasing
 - 5. Nonverbal elements of communication
 - 6. Factors which inhibit effective communication
- E. Crime prevention concepts and techniques
- F. Methods of reducing crime risks
- G. Residential and commercial security surveys
- H. Five conditions when words fail to include:
 - 1. Security
 - 2. Attack
 - 3. Flight
 - 4. Excessive repetition
 - 5. Revised priorities
- I. The five-step process for obtaining voluntary compliance to include:
 - 1. Ask
 - 2. Set context

3. Present options
 4. Confirm
 5. Act
- J. The eight-step process for conducting a vehicle stop to include:
1. Greeting
 2. Identifying self and your department
 3. Explaining the reason for the stop
 4. Asking if there is any justification for their actions
 5. Requesting driver's license
 6. Requesting registration
 7. Making decision to warn, cite or arrest
 8. Closing appropriate to decision
- K. Problem-solving models that include elements of scanning, analysis, response and assessment
- L. Community-based and problem-oriented policing concepts
- M. The benefits of maintaining effective news media relations

III. REQUIRED TESTS

- A. Given an exercise depicting a ~~violation in which the officer's goal is to cite and release and~~ situation in which the subject is initially noncompliant with verbal instructions to produce identification, the student will demonstrate the tactical communications skills to resolve the conflict including all the following steps:
1. Making an "ethical appeal" based upon a peace officer's professional presence and providing the subject with an opportunity to voluntarily comply (asking)

2. Identifying the law, policy, or rationale that applies to the situation, answering the subject's implied question "why?", and providing another opportunity for the subject to voluntarily comply (setting context)
 3. Explaining the options or courses of action which could be taken by the peace officer and their potential personal consequences to the subject, and providing the subject with yet another opportunity to voluntarily comply (presenting options)
 4. Providing the subject with a final opportunity to voluntarily comply (confirming)
 5. Taking the action appropriate to the situation if the subject fails to voluntarily comply (e.g., arrest)
- B. Given an exercise involving a vehicle stop, the student will demonstrate the following eight steps:
1. Greeting
 2. Identifying self and department
 3. Explaining the reason for the stop
 4. Asking if there is any justification for their actions
 5. Requesting driver's license
 6. Requesting vehicle registration
 7. Making decision to warn, cite, or arrest
 8. Closing appropriate to decision

IV. REQUIRED LEARNING ACTIVITIES

- A. The student will participate in a learning activity that will reinforce the understanding of the:
1. Roles and responsibilities of peace officers relative to the incident, including:

- a. Order maintenance
 - b. Crime prevention
 - c. Public education
 - d. Delivery of service
 - e. Enforcement of the law
2. Expectations of the peace officer's performance from the viewpoint of the:
- a. Community
 - b. Government (particularly the local governing body such as City Council, Board of Supervisors, etc.)
 - c. Persons directly involved in the incident
 - d. Officer's employing department
 - e. Officer's peers
 - f. Officer
3. Criteria commonly used by the public to evaluate the effectiveness of law enforcement services to include the peace officer's:
- a. Use of time and equipment when not responding to calls for service
 - b. Response time
 - c. Behavior and appearance
 - d. Judgment
 - e. Problem-solving or conflict resolution skills
4. Stereotypes that the public may have about law enforcement

B. The student will participate in a learning activity that will reenforce the student's understanding of steps that can be taken to reduce or prevent crime including:

- 1. Identification of the crime risk or problem**
- 2. Analyze crime history or patterns**
- 3. Implement strategies that remove or reduce the opportunity for a crime to occur**

C. A learning activity involving a facilitated discussion of law enforcement contacts with the public which includes the following conditions when words fail:

- 1. Security**
- 2. Attack**
- 3. Flight**
- 4. Excessive repetition**
- 5. Revised priorities**

the five-step process for obtaining voluntary compliance to include:

- 1. Asking**
- 2. Setting context**
- 3. Presenting options**
- 4. Confirming**
- 5. Appropriate action**

and the eight-step process for conducting a vehicle stop to include:

- 1. Greeting**
- 2. Identifying self and department**

3. Explaining the reason for the stop
 4. Asking if there is any justification for their actions
 5. Requesting driver's license
 6. Requesting vehicle registration
 7. Making decision to warn, cite or arrest
 8. Closing appropriate to decision
- D. The student will participate in a learning activity to reenforce an understanding of the steps involved in the solving of law enforcement-related problems including:
1. Identifying the problem
 2. Analyzing the problem
 3. Developing alternatives
 4. Selecting the solution
 5. Implementing a decision
 6. Conducting an ongoing evaluation

V. HOURLY REQUIREMENTS

Students shall be provided with a minimum of **12 hours** of instruction on community relations.

VI. ORIGINATION DATE

July 1, 1993

VII. REVISION DATES

March 1, 1994
December 1, 1994
July 15, 1995
July 1, 1997
October 1, 1998

REGULAR BASIC COURSE

SPECIFICATIONS FOR LEARNING DOMAIN #19 VEHICLE OPERATIONS

~~July 1, 1996~~ October 1, 1998

I. INSTRUCTIONAL GOALS

The goals of instruction on **Vehicle Operations** are to provide students with:

- A. an understanding of the factors that contribute to traffic collisions and the principles of defensive driving;
- B. knowledge of the effect that speed has on stopping distance and turning radius;
- C. knowledge of legal provisions relating to the operation of a law enforcement vehicle;
- D. the ability to safely operate a patrol vehicle while responding to a simulated emergency (i.e., with red light and siren);
- E. the ability to conduct a thorough preshift vehicle inspection;
- F. the ability to safely and effectively operate a patrol vehicle during a simulated pursuit of a vehicle;
- G. an understanding that a vehicle pursuit is an event that requires defined objectives, tactical response and supervisory oversight;
- H. an understanding of the provisions of Penal Code Section 13519.8 and the legislative intent;
- I. a knowledge of the Vehicle Code statutes affecting law enforcement pursuits;
- J. an understanding of the factors a peace officer should consider when initiating a pursuit;
- K. an understanding of the roles and responsibilities of units involved in a pursuit;

- L. an understanding of the roles and responsibilities of a supervisor during a pursuit;
- M. an understanding of the benefit of effective communications during a vehicle pursuit;
- N. an understanding of driving tactics during a pursuit;
- O. an understanding of intervention tactics that may be authorized during a pursuit;
- P. an understanding of the factors influencing speed during a pursuit;
- Q. an understanding of the use of air support during a pursuit;
- R. an understanding of the factors that may contribute to the decision to terminate a pursuit;
- S. an understanding of procedures relating to the capture of suspects at the conclusion of a pursuit;
- T. an understanding of policies and procedures concerning interjurisdictional pursuits; and
- U. an understanding of the procedures related to postpursuit analysis.

II. REQUIRED TOPICS

The following topics shall be covered:

- A. Defensive driving
- B. Factors contributing to traffic collisions
- C. High-risk driving maneuvers
- D. Effects of fatigue on driving ability
- E. Use of seat belts
- F. Vehicle dynamics (e.g., stopping distance, turning radius, weight shift, etc.)

- G. Considerations regarding high-speed vehicle pursuits (Penal Code Section 13519.8)**
- 1. When to initiate a pursuit**
 - 2. The number of involved law enforcement units permitted**
 - 3. Responsibilities of primary and secondary units**
 - 4. Pursuit driving tactics to include:**
 - a. Safety considerations**
 - b. Legal considerations**
 - c. Vehicle control considerations**
 - d. Use of communications equipment**
 - 5. Helicopter assistance**
 - 6. Communications**
 - 7. Capture of suspects**
 - 8. Termination of a pursuit**
 - 9. Supervisory responsibilities**
 - 10. Blocking, ramming, boxing and roadblock procedures**
 - 11. Speed limits**
 - 12. Interjurisdictional considerations**
 - 13. Conditions of the vehicle, driver, roadway, weather and traffic**
 - 14. Hazards to uninvolved bystanders or motorists**
 - 15. Reporting and postpursuit analysis**
 - 16. Balancing the risk to officer/public safety against the need to apprehend**

- H. Use of emergency warning devices (i.e., red lights and siren)
- I. Vehicle code sections pertaining to the operation of a law enforcement vehicle
- J. Liability issues
- K. Preshift vehicle inspections
- L. "Code 3" driving to include:
 - 1. Safety considerations
 - 2. Legal considerations
 - 3. Vehicle control considerations
 - 4. Use of communications equipment

III. REQUIRED TESTS

The following tests shall be administered:

- A. The POST-constructed knowledge test for Domain #19
- B. Given an exercise test that requires the student to regain control of a patrol vehicle experiencing a front wheel skid and a rear wheel skid drive a law enforcement vehicle, the student will demonstrate the ability to accurately steer the vehicle including:
 - 1. Proper hand position
 - 2. Inputting steering in a timely and smooth manner
 - 3. Maintaining control of the vehicle
- C. Given an exercise test that requires the student to drive a law enforcement vehicle, the student will demonstrate the ability to accurately steer the vehicle in reverse including maintaining:
 - 1. Seating position
 - 2. Steering control
 - 3. Minimal front end swing
 - 4. Speed control
 - 5. Visual awareness of obstacles

6. Smoothness and coordination

GD. Given A ~~an exercise test that requires the student to regain control of a patrol vehicle experiencing an all-wheel, locked-brake~~ drive a law enforcement vehicle, the student will demonstrate the ability to maintain control of the vehicle that is skidding including:

1. Steering control
2. Proper use of throttle
3. Smoothness and coordination
4. Speed judgement
5. Brake application
6. Weight transfer

~~D.~~ ~~An exercise test that requires the student to demonstrate positioning, weight transfer, throttle control, braking, and steering while putting a patrol vehicle through a series of maneuvers at the direction of an instructor~~

~~E.~~ ~~An exercise test that requires the student to rapidly displace a patrol vehicle to the right, left, and stop~~

FE. Given A ~~an exercise test that requires the student to~~ drive a law enforcement vehicle, the student will demonstrate a threshold braking while entering a turn and while bringing a patrol vehicle to a complete stop technique including:

1. Maintaining rolling friction
2. Maximum braking
3. Retaining steering control

GF. Given A ~~an exercise test that requires the student to operate a patrol vehicle~~ drive a law enforcement vehicle, the student will demonstrate the ability to safely drive and control the vehicle while operating under simulated emergency conditions including proper:

1. Brake application
2. Steering control
3. Use of throttle
4. Roadway position
5. Speed judgement
6. Use of radio
7. Use of lights and siren
8. Performance under stress

9. Hazard awareness
10. Space cushion

HG. Given an exercise test that requires the student to drive a law enforcement vehicle, the student will demonstrate the ability to safely drive and control the vehicle while operating a patrol vehicle in the simulated under pursuit of another vehicle conditions including proper:

1. Brake application
2. Steering control
3. Use of throttle
4. Roadway position
5. Speed judgement
6. Use of radio
7. Use of lights and siren
8. Performance under stress
9. Hazard awareness
10. Space cushion

H. Given an exercise test that requires the student to drive a law enforcement vehicle, the student will demonstrate proper vehicle acceleration methods including:

1. Maximum acceleration
2. Maximum throttle
3. Full throttle

I. Given an exercise test that requires the student to drive a law enforcement vehicle, the student will demonstrate a collision avoidance technique including:

1. Identifying the hazard
2. Selecting avoidance options
3. Making speed judgements (target speed)
4. Executing a maneuver to avoid a collision
5. Maintaining control of the vehicle

J. Given an exercise test that requires the student to drive a law enforcement vehicle, the student will demonstrate the ability to park the vehicle including:

1. Approaching the parking position (18-20 inches)
2. Controlling steering

3. Entering at a proper angle
4. Controlling front-end swing
5. Visually locating obstacles to the rear
6. Parking at a distance of 18 inches or less from the curb
7. Placing the vehicle in a single movement
8. Exiting safely in one movement
9. Parallel parking from the passenger and driver side of the vehicle

K. Given an exercise test that requires the student to drive a law enforcement vehicle, the student will demonstrate a series of slow speed precision driving exercises including but not limited to:

1. Roadway position
2. Rear wheel cheat
3. Front end swing
4. Vehicle placement
5. Hazard awareness
6. Speed control
7. Backing
8. Visually locating obstacles to the rear

IV. REQUIRED LEARNING ACTIVITIES

None

The student will participate in a learning activity that requires braking suddenly and engaging the Anti-lock Braking System (ABS) at a speed of approximately 35 - 50 mph. The student will experience the pulsating of the brake pedal, the unusual sound associated with the ABS system, and directional control associated with ABS braking.

V. HOURLY REQUIREMENTS

Students shall be provided with a minimum of **24 hours** of instruction on vehicle operations.

This instruction is designed to satisfy the requirements for law enforcement high-speed vehicle pursuit training as required in Penal Code 13519.8.

VI. ORIGINATION DATE

July 1, 1993

REGULAR BASIC COURSE

SPECIFICATIONS FOR LEARNING DOMAIN #20 USE OF FORCE

~~October 1, 1996~~ October 1, 1998

I. INSTRUCTIONAL GOALS

The goals of instruction on Use of Force are to provide students with:

- A. an understanding of the liability associated with the use of force;
- B. knowledge of the conditions under which force can be lawfully used by a peace officer;
- C. knowledge of force options;
- D. the ability to make judgments concerning the level of force justified by a given set of circumstances;
- E. an understanding of the concept of fear and anger management;
- F. an understanding of the basic concept of intervention to prevent unreasonable use of force;
- G. an understanding of the importance of effective tactical communication in use-of-force situations;
- H. an understanding of the concept of reasonable force; and
- I. an understanding of the importance of initial and ongoing training in coping with dangerous situations.

II. REQUIRED TOPICS

The following topics shall be covered:

- A. The effects of training on the ability to cope with danger and use reasonable force
- B. Liability associated with the use of force

- C. Laws governing the use of force by a peace officer
- D. Force options (use-of-force spectrum)
- E. Justifiable homicide and the *sufficiency of fear* requirement
- F. Factors that must be considered in making the decision to use deadly force
- G. Agency policies on the use of force
- H. Fear and anger management
- I. The concept of intervention
- J. Tactical communication as it relates to the use-of-force spectrum

III. REQUIRED TESTS

The following tests shall be administered:

- A. The POST-constructed knowledge test for Domain #20
- B. A scenario test that requires the student to respond to an incident variety of law enforcement situations in which the force used of force to detain a suspect is legally justified by a peace officer, ~~including deadly force, detentions, arrests and the overcoming of resistance to the execution of lawful processes.~~ The student shall be tested under conditions that simulate the effects of physical and mental stress and minimally test the student's:
 - 1. Knowledge and understanding of the legal ~~authority~~ to use force
 - 2. Ability to identify force options that are consistent with legal or other restrictions
 - 3. Ability to demonstrate the application of force in a manner that is objectively reasonable to the courts
 - 4. Ability to escalate, deescalate levels of force and intervene when the use of force is inappropriate

C. A scenario test that requires the student to respond to an incident in which the force used to arrest a suspect is legally justified by a peace officer. The student shall be tested under conditions that simulate the effects of physical and mental stress and minimally test the student's:

1. Knowledge and understanding of the legal authority to use force
2. Ability to identify force options that are consistent with legal or other restrictions
3. Ability to demonstrate the application of force in a manner that is objectively reasonable to the courts
4. Ability to escalate, deescalate levels of force and intervene when the use of force is inappropriate

D. A scenario test that requires the student to respond to an incident in which the use of deadly force is legally justified by a peace officer. The student shall be tested under conditions that simulate the effects of physical and mental stress and minimally test the student's:

1. Knowledge and understanding of the legal authority to use force
2. Ability to identify force options that are consistent with legal or other restrictions
3. Ability to demonstrate the application of force in a manner that is objectively reasonable to the courts
4. Escalation and deescalation of levels of force consistent with the incident

E. An exercise test that requires movement on the part of the student and an instructor who is dressed in a protective suit. The student will be required to deliver strikes with an impact weapon or facsimile as directed. So that the test simulates physical and mental stress that would reasonably be imposed during an incident requiring the use of a baton, the test shall minimally include the following elements:

1. Identification of the legal authority to use force
2. Identification of force options that are consistent with legal or other restrictions

3. Demonstration of the application of force including the delivery of strikes which effectively control the simulated suspect
4. Escalation and deescalation of levels of force consistent with the incident
5. Demonstration of learned techniques under simulated stress conditions

IV. REQUIRED LEARNING ACTIVITIES

Participation in a learning activity depicting incidents involving use of force by a peace officer which reinforces the student's ability to understand:

1. The legal authority to use force
2. The appropriateness of the force option selected
3. Whether the amount of force used was objectively reasonable
4. Whether intervention was appropriate

V. HOURLY REQUIREMENTS

Students shall be provided with a minimum of 12 hours of instruction on use of force.

VI. ORINATION DATE

July 1, 1993

VII. REVISION DATES

September 1, 1994

July 15, 1995

October 1, 1996

October 1, 1998

REGULAR BASIC COURSE

SPECIFICATIONS FOR LEARNING DOMAIN #24 HANDLING DISPUTES/CROWD CONTROL

~~September 1, 1994~~ October 1, 1998

I. INSTRUCTIONAL GOALS

The goals of instruction on **Handling Disputes** are to provide students with:

- A. an understanding of officers basic responsibilities in handling a dispute;
- B. the skills needed to safely and effectively mediate and resolve disputes;
and
- C. an understanding of the application of the laws governing certain types of disputes (i.e., disputes involving the repossessions of property and disputes between landlord and tenant);

The goals of instruction on **Crowd Control** are to provide students with:

- D. a basic understanding of the concept of law enforcement mutual aid; and
- E. an understanding of the principles of crowd management and riot control.

II. REQUIRED TOPICS

The following topics shall be covered:

- A. Basic responsibilities of an officer at the scene of a dispute
- B. Tactics for defusing, resolving, mediating disputes
- C. Application of the laws governing repossessions
- D. Application of the laws governing landlord/tenant disputes
- E. Mutual aid requests
 - 1. Officer responsibilities in a mutual aid situation

2. The distinction between mutual aid and outside agency assistance
- F. Principles of crowd management
1. Incident planning
 2. Containment
 3. Protecting the constitutional rights of all parties
- G. Crowd psychology
- H. Principles of riot control
1. Incident planning
 2. Containment
 3. Isolation
 4. Dispersal
 5. Multiple arrest issues
- I. Riot control formations
1. Skirmish line
 2. Wedge/Vee
 3. Diagonal
 4. Crossbow
 5. Column
 6. Arrest/rescue formations (e.g., circle)

III. REQUIRED TESTS

~~The following tests shall be administered:~~

A. ~~A scenario test that requires the student to handle a simulated family dispute~~

B. ~~A scenario test that requires the student to handle a simulated landlord/tenant dispute~~

None

IV. REQUIRED LEARNING ACTIVITIES

A. Participation in a facilitated discussion on how to legally and procedurally respond to a variety of disputes

B. Participation in a crowd control simulation incorporating specified concepts and tactics

V. HOURLY REQUIREMENTS

Students shall be provided with a minimum of **12 hours** of instruction on handling disputes and crowd control

VI. ORIGINATION DATE

July 1, 1993

VII. REVISION DATES

September 1, 1994

October 1, 1998

REGULAR BASIC COURSE

SPECIFICATIONS FOR LEARNING DOMAIN #25 DOMESTIC VIOLENCE

~~July 1, 1996~~ October 1, 1998

I. INSTRUCTIONAL GOALS

The goals of instruction on **Domestic Violence** are to provide students with:

- A. an understanding of the domestic violence problem in California;
- B. a knowledge of the essential elements of Penal Code Sections 13700 et. seq. and 13519;
- C. an understanding of the legislative intent that forms the basis for California domestic violence statutes designed to increase law enforcement's responsibility to intervene, investigate and resolve incidents of domestic violence to include:
 - 1. Domestic violence is a serious crime
 - 2. Laws must be enforced to provide maximum protection to victims
 - 3. Violent behavior in the home and within the family is criminal behavior;
- D. a knowledge of domestic violence legal definitions and terminology;
- E. a knowledge of a peace officer's responsibility and authority in taking enforcement action related to domestic violence incidents including procedures related to:
 - 1. Felonies and misdemeanors
 - 2. Private person arrests;
- F. an understanding that domestic violence is a serious crime and that law enforcement has a duty to make arrests and offer protection and assistance to the victim;

- G. the ability to safely respond, intervene, investigate and resolve domestic violence incidents;
- H. an understanding of the nature, extent and dynamics of domestic violence;
- I. a knowledge of legal rights and remedies available to victims of domestic violence;
- J. a knowledge of private person arrest procedures;
- K. an understanding of the components of a clear, accurate police report documenting a domestic violence incident;
- L. a knowledge of domestic violence reporting requirements;
- M. the ability to conduct a thorough preliminary investigation of a domestic violence incident;
- N. a knowledge of tenancy rights related to incidents of domestic violence;
- O. an understanding of the impact that law enforcement intervention in domestic violence incidents may have on children;
- P. a knowledge of the services and facilities available to victims and batterers;
- Q. the ability to enforce statutes related to incidents of domestic violence;
- R. a knowledge of the types of court orders and enforcement procedures applicable to domestic violence incidents;
- S. the ability to enforce court orders whether the suspect is present or has fled;
- T. a knowledge of cite-and-release procedures related to incidents of domestic violence; and
- U. the ability to provide emergency assistance to victims of domestic violence and assist in the pursuit of criminal justice options.

II. REQUIRED TOPICS

The following topics shall be covered:

- A. An overview of the domestic violence problem in California including local statistics
- B. The provisions of Penal Code Section 13700 et. seq. and 13519 which relate to domestic violence response
- C. The historical background of domestic violence laws including the legislative intent
- D. Domestic violence legal definitions and terminology to include:
 - 1. Domestic violence
 - 2. Abuse
 - 3. Cohabitant
 - 4. Family violence
 - 5. Primary aggressor
- E. Legal duties imposed on peace officers to make arrests and offer protection and assistance including guidelines for making arrests
- F. Techniques for handling domestic violence incidents that minimize the likelihood of injury to the officer and promote the safety of the victim
- G. The nature and extent of domestic violence
- H. The legal rights and remedies available to victims of domestic violence
- I. Arrest by a private person in a domestic violence situation
- J. Documentation, report writing and evidence collection
- K. Tenancy issues and domestic violence
- L. The impact that law enforcement intervention in domestic violence incidents may have on children

- M. The services and facilities available to victims and batterers
- N. The use and applications of criminal statutes in domestic violence incidents
- O. Verification and enforcement of temporary restraining orders whether the suspect is present or has fled
- P. Types, verification and enforcement of restraining /protective court orders to include:
 - 1. Criminal protective/stay-away orders
 - 2. Emergency protective orders
 - 3. Domestic violence restraining orders
 - 4. Civil protective orders by employers
- Q. The Domestic Violence Restraining Order System (DVROS)
- R. The seizure of firearms and deadly weapons in domestic violence incidents
- S. Cite-and-release policies
- T. Emergency assistance to victims and how to assist victims in pursuing criminal justice options

III. REQUIRED TESTS

The following tests shall be administered:

- A. The POST-constructed knowledge test for Domain #25
- B. A scenario test that requires the student to respond, intervene and investigate a simulated domestic violence incident. The test shall minimally include:
 - 1. Intervention and management of a domestic violence incident
 - 2. Demonstration of knowledge of domestic violence laws and arrest procedures

3. Controlling and interviewing involved parties
 - ~~4. Compliance with reporting requirements~~
 - ~~54.~~ Offer of protection and assistance
 - ~~65.~~ Demonstration of knowledge of victim services, legal rights and remedies
 - ~~76.~~ Conducting an effective preliminary investigation including evidence collection
 - ~~87.~~ Demonstration of incident closure skills
- C. An exercise test requiring the student to demonstrate the ability to verify the validity of a court order. The test shall minimally include the requirement to verify the following:
1. A court stamp
 2. A case control number
 3. An expiration date
 4. The person to be protected
 5. The person to be restrained
 6. A judge's signature
 7. Proof of service
- D. An exercise test requiring the student to demonstrate the ability to determine the proper action when confronted with the enforcement of a court order. The test shall minimally include:
1. Arrest or acceptance of a private person's arrest
 2. Proper enforcement of the terms of the order
 3. Determination of the primary aggressor in mutual orders

4. Arrest without a warrant for a violation of a protective order not committed in the officer's presence
- E. An exercise test requiring the student to demonstrate the knowledge and ability to obtain an Emergency Protective Order. The test shall minimally include:
1. Determining what party is eligible
 2. Grounds for issuance
 3. Procedures to obtain the order
 4. Completion of the proper documents
 5. Scope and duration of the order
 6. Service of the order
 7. Data entry into the Domestic Violence Restraining Order System (DVROS)
 8. Distribution of forms

IV. REQUIRED LEARNING ACTIVITIES

- A. Participation in a learning activity relating to proper response to a domestic violence incident to include:
1. Felony arrests
 2. Misdemeanor arrests
 3. Use of citizen arrests
 4. Verification and enforcement of temporary restraining orders when the suspect is present and when the suspect has fled
 5. Verification and enforcement of stay-away orders
 6. Cite-and-release policies

7. Emergency assistance to victims to include medical care, transportation to a shelter, and law enforcement standbys for the removal of personal property
8. Assistance to victims in pursuing criminal options to include giving the report number and directing the victim to the proper investigative unit
9. Providing written notice to victims at the scene

V. HOURLY REQUIREMENTS

Students shall be provided with a minimum of **8 hours** of instruction on domestic violence.

This instruction is designed to satisfy the requirements for law enforcement domestic violence training as required in Penal Code Section 13519.

VI. ORIGINATION DATE

July 1, 1993

VII. REVISION DATES

March 1, 1994

July 1, 1996

October 1, 1998

REGULAR BASIC COURSE

SPECIFICATIONS FOR LEARNING DOMAIN #30 PRELIMINARY INVESTIGATION

~~July 1, 1996~~ October 1, 1998

I. INSTRUCTIONAL GOALS

The goals of instruction on **Preliminary Investigation** are to provide students with:

- A. an understanding of the nature of Sudden Infant Death Syndrome (SIDS) and the handling of cases involving the sudden deaths of infants;
- B. the knowledge and skills needed to provide accurate and effective courtroom testimony;
- C. ability to locate the common types of evidence found at a crime scene and identify the correct methods of collecting, preserving, marking and packaging the evidence;
- D. the ability to conduct an effective interview and an understanding of interview techniques;
- E. an understanding of current case decisions related to interrogations and the ability to demonstrate effective interrogation techniques;
- F. knowledge of the roles and responsibilities of a peace officer in a criminal investigation including the eight components of a preliminary investigation;
- G. the ability to identify indicators of death and identify the correct course of action in a death investigation;
- H. the ability to understand and apply appropriate investigative techniques to distinct types of crimes; and
- I. the ability to conduct a complex investigation such as sexual assault, child abuse, neglect or sexual exploitation.

II. REQUIRED TOPICS

The following topics shall be covered:

- A. Identification, preservation, documentation, and collection of physical evidence including:
 - 1. Crime scene search techniques
 - 2. Crime scene notes
 - 3. Crime scene sketches
 - 4. Chain of custody

- B. Eight components of a preliminary investigation including:
 - 1. Proceed safely to the scene
 - 2. Determine need for emergency medical services and aid any injured persons
 - 3. Verify that a crime, if any, has occurred
 - 4. Identify and arrest the perpetrator(s), if appropriate
 - 5. As soon as possible, provide dispatch with any suspect information including physical descriptions, direction of flight, mode of travel, and other pertinent information
 - 6. Contain and protect the crime scene and cause the proper collection of evidence
 - 7. Locate and interview witnesses and identify other sources of information
 - 8. Collect all available information necessary to write a clear and accurate report (who, what, when, where, why and how)

- C. Effective interviewing techniques

- D. Courtroom demeanor and testimony

- E. Sources of information

- F. Techniques for investigating property crimes including:

1. Auto theft
 2. Burglary
 3. Grand theft
- G. Death recognition
- H. Techniques for investigating the following deaths including:
1. Homicide
 2. Suicide
 3. Sudden Infant Death Syndrome (SIDS)
 4. Manslaughter
 5. Accidental deaths
- I. Techniques for investigating crimes against persons including:
1. Kidnapping
 2. Poisoning
 3. Robbery
- J. Techniques for investigating complex crimes including:
1. Sexual assault
 2. Child abuse, neglect and sexual exploitation
- K. Case decisions related to interrogations
- L. Effective interrogation techniques

III. REQUIRED TESTS

The following tests shall be administered:

- A. The POST-constructed knowledge test for Domain #30
- B. An exercise test that requires the student to systematically search a simulated crime scene and generate crime scene notes and a crime scene sketch. The exercise shall minimally test the student's ability to:
 - 1. Use a systematic method to search the scene and recover all items of evidence
 - 2. Generate crime scene notes that document observations, scene conditions and investigative actions
 - 3. Generate a crime scene sketch that includes measurements, reference points, identification of evidence, a legend and the direction of north
 - 4. Locate latent and plastic prints placed on objects of varying texture and color
 - 5. Complete the necessary forms generally utilized by law enforcement to insure the chain of custody
- C. An exercise test which requires the student to identify the types of information and community resources that may assist SIDS survivors. The exercise shall minimally require the student to explain:
 - A. SIDS facts to involved parties, as appropriate
 - B. Required investigative tasks and need for complete investigation
 - C. Availability of local and regional SIDS survivor support groups
 - D. How to make a referral to the county public health nurse
 - E. Which State agencies are responsible for SIDS education, SIDS survivor counseling and support
 - F. How to notify county coroner's office/medical examiner's office

D. A scenario test that requires the student to conduct a preliminary investigation of a simulated crime scene. The scenario shall minimally test the student's ability to:

- ~~1.~~ Proceed safely to the scene
- ~~21.~~ Determine need for emergency medical services and aid any injured persons
- ~~32.~~ Verify that a crime, if any, has occurred
- ~~43.~~ Identify and arrest the perpetrator(s), if appropriate
- ~~54.~~ As soon as possible, provide dispatch with any suspect information including physical descriptions, direction of flight, mode of travel, and other pertinent information
- ~~65.~~ Contain and protect the crime scene and cause the proper collection of evidence
- ~~76.~~ Locate and interview witnesses and identify other sources of information
- ~~87.~~ Collect all available information necessary to write a clear and accurate report (who, what, when, where, why and how)

E. A scenario test which requires the student to perform the tasks required of an officer conducting a preliminary investigation of a sexual assault. The scenario shall minimally test the student's ability to:

1. Apply laws related to sex crimes
2. Maintain an objective attitude toward the investigation of sex crimes
3. Understand the behavioral, emotional or physical reaction of the sex crime victim
4. Prioritize and perform investigative tasks
5. Conduct a comprehensive interview with the victim
6. Interrogate the suspect and obtain a confession

7. Collect evidence from the suspect
- F. A scenario test which requires the student to perform the tasks required of an officer conducting a preliminary investigation of a homicide. The scenario shall minimally test the student's ability to:
1. Perform initial response actions
 2. Determine if medical assistance is needed
 3. Check for signs of life
 4. Determine death based upon objective signs
 5. Classify the mode of death
 6. Determine the need for and summon assisting personnel or a supervisor
 7. Manage and protect a crime scene
- G. A scenario test which requires the student to perform the tasks required of an officer conducting a preliminary investigation of either a child abuse, child neglect, or child sexual exploitation. The scenario test shall minimally test the student's ability to conduct investigations to include:
1. Establishing elements of the crime
 2. Protecting the child's safety
 3. Identifying the suspect
 4. Locating witnesses
 5. Recovering physical evidence, photographs and statements
 6. Demonstrating a knowledge of child abuse reporting procedures
 7. Demonstrating a knowledge of the contents in a child abuse report
 8. Effectively interviewing a child who may have been a victim of child abuse or sexual assault to include:

- a) Gaining the child's confidence
 - b) Remaining neutral in the interview
 - c) Speaking to the child in a level the child understands
9. Taking the child into protective custody if at risk of serious physical harm

IV. REQUIRED LEARNING ACTIVITIES

- A. Participation in a learning activity relating to actions which should be taken during the preliminary investigation of a SIDS death
- B. Participation in a learning activity relating to actions which should be taken during the preliminary investigation of a kidnapping including a felonious assault on the victim(s)
- C. Participation in a learning activity relating to actions which should be taken during the preliminary investigation of a robbery
- D. Participation in a learning activity relating to actions which should be taken during the preliminary investigation of an unattended death including the factors that indicate suicide
- E. Participation in a learning activity relating to actions which should be taken during the preliminary investigation of an auto theft which includes the specific elements of burglary and grand theft
- F. Participation in a learning activity relating to actions which should be taken during the preliminary investigation of a poisoning
- G. Participation in a learning activity involving one or more simulated interviews or interrogations
- H. Participation in a simulated criminal trial by providing or critiquing testimony

V. HOURLY REQUIREMENTS

Students shall be provided with a minimum of **42 hours** of instruction on *preliminary investigation*.

VI. ORIGINATION DATE

July 1, 1993

VII. REVISION DATES

March 1, 1994

July 15, 1995

July 1, 1996

October 1, 1998

REGULAR BASIC COURSE

SPECIFICATIONS FOR LEARNING DOMAIN #33 PERSON SEARCHES-ARREST AND CONTROL/BATON

~~July 1, 1996~~ October 1, 1998

I. INSTRUCTIONAL GOALS

The goals of instruction on Person Searches Arrest and Control/Baton are to provide students with:

- A. the knowledge, skill and ability needed to conduct a person search including a search of a member of the opposite sex;
- B. the knowledge, skill and ability needed to effectively use restraint devices;
- C. the knowledge, skill and ability needed to effectively position and transport prisoners;
- D. the ability to use weaponless defense techniques to control a resisting prisoner or suspect;
- E. the knowledge, skill and ability to use the baton to control a resisting prisoner or suspect(s); and
- F. the knowledge, skill and ability needed to act as a cover officer while another officer searches a suspect.

II. REQUIRED TOPICS

The following topics shall be covered:

- A. Techniques and methodologies for conducting a person search
- B. Searching a person of the opposite sex
- C. Providing cover for the officer doing the search
- D. Use of restraint devices
- E. Transporting prisoners

- F. Weaponless defense techniques to include:
 - 1. Control hold(s)
 - 2. Takedown techniques(s)
 - 3. Carotid restraint techniques including first aid
- G. Use of the baton
- H. Weapon retention
- I. Gun takeaway

III. REQUIRED TESTS

The following tests shall be administered:

- A. An exercise test that ~~requires~~ tests the student's ability to ~~act as~~ perform the tasks assigned to a cover officer for another officer searching a during the search of single and multiple suspects to minimally include:
 - 1. Assuming a position of control and advantage
 - 2. Maintaining proper balance, control, and controlling force
 - 3. Maintaining alertness and awareness of physical surroundings and suspect(s) actions
 - 4. Protecting the searching officer from outside interference
 - 5. Psychological intimidation of the suspect(s) being searched
 - 6. Physical assistance of the searching officer if it becomes necessary
 - 7. Observation of suspect(s)
 - 8. Awareness of cover and concealment
- B. An exercise test that ~~requires~~ tests the student's ability to safely and effectively conduct the following types of ~~to~~ searches: ~~a suspect~~
 - 1. Visual
 - 2. Pat-search/frisk
 - 3. Full-body incident to arrest
 - 4. High risk
- C. An exercise test that ~~tests~~ requires the student's ability to demonstrate safe and effective ~~to~~ handcuffing procedures including: ~~single and multiple suspects~~

1. Handcuffing and safe removal of handcuffs from a single suspect
2. Handcuffing and safe removal of handcuffs from multiple suspects

The testing criteria shall minimally include:

1. Assuming a position of control and advantage
2. Maintaining proper balance, control, and controlling force
3. Maintaining alertness and awareness of physical surroundings and suspect(s) actions
4. Effectively gripping handcuffs
5. Safely and effectively applying handcuffs
6. Safely and effectively adjusting handcuffs
7. Double locking

~~D.~~ An exercise test that requires the student to position prisoners in a vehicle for transportation to another location

ED. An exercise test that requires tests the student's ability to demonstrate the mechanics of a control hold(s) to minimally include:

1. Assuming a position of control and advantage
2. Maintaining proper balance, control and controlling force
3. Maintaining alertness and awareness of physical surroundings and suspect(s) actions
4. Proper foot movements
5. Proper mechanics of the technique
6. Application of controlling force

FE. An exercise test that requires tests the student's ability to demonstrate the mechanics of a takedown technique(s) to minimally include:

1. Assuming a position of control and advantage
2. Maintaining proper balance, control and controlling force
3. Maintaining alertness and awareness of physical surroundings and suspect(s) actions
4. Proper foot movements
5. Proper mechanics of the technique
6. Application of controlling force

GF. An exercise test that requires tests the student's ability to demonstrate the mechanics of a carotid restraint control hold to minimally include:

1. Assuming a position of control and advantage
2. Maintaining proper balance, control and controlling force
3. Maintaining alertness and awareness of physical surroundings and suspect(s) actions
4. Proper foot movements
5. Proper mechanics of the technique
6. Application of controlling force
7. Escalation and deescalation of force
8. Recognition of the need for first aid

HG. An exercise test that requires tests the student's ability to demonstrate a front and rear gun takeaway from a suspect armed with a handgun takeaway techniques including:

1. Front handgun
2. Rear handgun

The testing criteria shall minimally include:

1. Assuming a position of control and advantage
2. Maintaining proper balance, control and controlling force
3. Maintaining alertness and awareness of physical surroundings and suspect(s) actions
4. Proper foot movements
5. Proper mechanics of the technique
6. Application of controlling force

IH. An exercise test that requires tests the student's ability to demonstrate a gun weapon retention techniques with the officer's handgun in hand and in the holster including retention of:

1. A holstered firearm
2. An unholstered firearm

The testing criteria shall minimally include:

1. Assuming a position of control and advantage
2. Maintaining proper balance, control and controlling force
3. Maintaining alertness and awareness of physical surroundings and suspect(s) actions
4. Proper foot movements
5. Proper mechanics of the technique
6. Application of controlling force

Jl. An exercise test that requires tests the student's ability to demonstrate the use of the a baton including:

1. Assuming a position of control and advantage
2. Maintaining proper balance, control and controlling force
3. Maintaining alertness and awareness of physical surroundings and suspect(s) actions
4. Proper foot movements
5. Proper mechanics of the technique
6. Application of controlling force
7. Stance and balance
8. Drawing and holding techniques
9. Striking techniques
10. Blocking/deflecting techniques
11. Retention techniques

IV. REQUIRED LEARNING ACTIVITIES

None

V. HOURLY REQUIREMENTS

Students shall be provided with a minimum of **60 hours** of instruction on person searches and use of the Arrest and Control/Bbaton.

VI. ORIGATION DATE

July 1, 1993

VII. REVISION DATES

July 15, 1995

July 1, 1996

October 1, 1998

APPENDIX A
CONTENT AND MINIMUM HOURLY REQUIREMENTS

DOMAIN NUMBER	DOMAIN DESCRIPTION	MINIMUM HOURS
01	History, Professionalism & Ethics	8 hours
02	Criminal Justice System	4 hours
03	Community Relations	12 hours
04	Victimology/Crisis Intervention	6 hours
05	Introduction to Criminal Law	6 hours
06	Property Crimes	10 hours
07	Crimes Against Persons	10 hours
08	General Criminal Statutes	4 hours
09	Crimes Against Children	6 hours
10	Sex Crimes	6 hours
11	Juvenile Law and Procedure	6 hours
12	Controlled Substances	12 hours
13	ABC	4 hours
15	Laws of Arrest	12 hours
16	Search & Seizure	12 hours
17	Presentation of Evidence	8 hours
18	Investigative Report Writing	40 hours
19	Vehicle Operations	24 hours
20	Use of Force	12 hours
21	Patrol Techniques	12 hours
22	Vehicle Pullovers	14 hours
23	Crimes in Progress	16 hours
24	Handling Disputes/Crowd Control	12 hours
25	Domestic Violence	8 hours
26	Unusual Occurrences	4 hours
27	Missing Persons	4 hours
28	Traffic Enforcement	22 hours
29	Traffic Accident Investigation	12 hours
30	Preliminary Investigation	42 hours
31	Custody	4 hours
32	Lifetime Fitness	40 hours
33	Person Searches Arrest and Control/Baton	60 hours
34	First Aid & CPR	21 hours
35	Firearms/Chemical Agents	72 hours
36	Information Systems	4 hours
37	Persons with Disabilities	6 hours
38	Gang Awareness	8 hours
39	Crimes Against the Justice System	4 hours
40	Weapons Violations	4 hours
41	Hazardous Materials Awareness	4 hours
42	Cultural Diversity/Discrimination	24 hours
<i>Minimum Instructional Hours</i>		599 hours

The minimum number of hours allocated to testing in the Regular Basic Course are shown below.¹

TEST TYPE	HOURS
Scenario Tests	40 hours
POST-Constructed Knowledge Tests	25 hours
Total Minimum Required Hours	664 hours

¹Time required for exercise testing, learning activities, and physical abilities testing is included in instructional time.

COMMISSION ON PEACE OFFICERS STANDARDS AND TRAINING
PROPOSED REGULATION

1005. Minimum Standards for Training.

(a)(1) through (j)(2) continued.

The document *Training Specifications for the Regular Basic Course - July 1993* adopted effective January 14, 1994 and amended July 16, 1994, December 16, 1994, and August 12, 1995 is herein incorporated by reference. This document was republished in 1995 and 1997 as *Training Specifications for the Regular Basic Course* effective August 16, 1995, and amended effective August 23, 1995, August 24, 1995, September 20, 1995, November 10, 1995, February 17, 1996, March 29, 1996, May 17, 1996, _____ * _____ * _____ and _____ * _____ is herein incorporated by reference.

The document *Training Specifications for the Reserve Training Module "D"* adopted effective August 7, 1996 and amended effective August 24, 1997, _____ * _____ and _____ * _____ is herein incorporated by reference.

**** continued.

NOTE: Authority cited: Sections 832.6, 13503, 13506, and 13510, 13510.5 and 13519.8 Penal Code. Reference: Sections 832, 832.3, 832.6, 13506, 13510, 13510.5, 13511, 13513, 13514, 13516, 13517, 13519.8, 13520, and 13523 Penal Code.

*Date to be filled in by OAL.

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Proposal to Develop Emergency Vehicle Operations Video-Based Scenarios		Meeting Date July 16, 1998
Bureau Basic Training Bureau	Reviewed By Ken Whitman <i>[Signature]</i>	Researched By Staff
Executive Director Approval <i>[Signature: Kenneth J. O'Brien]</i>	Date of Approval 6-24-98	Date of Report June 15, 1998
Purpose: <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input checked="" type="checkbox"/> Yes (See Analysis for details) <input type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

Should the Commission develop a series of video-based training scenarios at a cost not to exceed \$90,000?

BACKGROUND

The Commission certifies a variety of vehicle operations courses statewide. These courses include Learning Domain #19 (Vehicle Operations) in the Regular Basic Course as well as a variety of related vehicle operations courses including driver awareness programs, emergency vehicle operations update courses, instructor courses, and driver simulator courses. All of these courses are in need of up-to-date training videos and resource materials to effectively deliver training to peace officers.

Certified presenters use a variety of video and film-based training material to support both the classroom and actual driving components of the course. These videos have been produced by a variety of public and private entities. Much of the video resource material are fairly dated and agency-specific to the point that their worth to other departments, presenters, and trainees may be questionable. POST-developed video will benefit the law enforcement training community in the following ways:

- Provide a professionally developed training resource at a low cost to our training presenters.
- Standardize the delivery of vehicle operations training statewide.
- Model critical driving behaviors
- Reduce civil liability by providing better basic training resources.

ANALYSIS

This is a proposal to contract with either a law enforcement agency with video production capabilities or other public entity to produce a series of training scenarios that would be used in conjunction with the various training curriculum for vehicle operations statewide. Over 31 different driver training programs are presented at agency and regional training sites statewide. The video-based training scenario tapes would be used in the Regular Basic Course, or in agency-specific training updates, to improve the trainee drivers abilities and capabilities in such areas as pursuit, emergency, and routine driving, skid control, braking, survival driving, legal aspects, and safety issues. The video-based training materials can be used at all levels of the training system to demonstrate and prepare peace officers to drive vehicles in a safe and responsible manner.

All taped scenarios and video-based training material would depict a variety of training demonstrations designed as part of vehicle operations training curriculum. The scenarios would be designed to provide information that would help prepare the trainees prior to actual behind-the-wheel exercises and training. They would be used to cover all aspects of driver training. Scripting of the training material would be done by members of the Emergency Vehicle Operations ad hoc committee that has been actively involved in designing, revising, and updating the existing curriculum, as well as a variety of instructor material and the student and instructor workbooks for the Basic Course. The development project would be managed by the POST Basic Training Bureau.

From past video production experience at POST, it is estimated that it would cost approximately \$1,500 per minute of edited video produced. If POST developed 12 scenarios and related training demonstrations averaging approximately five minutes in length, the total direct costs for production would be approximately \$90,000. These video-based training materials would be filmed in the field and at training facilities under controlled conditions.

RECOMMENDATION

It is recommended that the Commission approve the proposal to develop the Vehicle Operations series of video-based training scenarios at a cost not to exceed \$90,000.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Agreements for Marketing of Use-of-Force Videodisc Scenarios Developed by POST and the CHP		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By Bud Lewallen <i>B. Lewallen</i>	Researched By Graham Breck
Executive Director Approval <i>Kenneth J. Bruin</i>	Date of Approval 6-3-98	Date of Report May 31, 1998
Purpose <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input checked="" type="checkbox"/> No

In the space provided below, briefly describe the **ISSUE, BACKGROUND, ANALYSIS,** and **RECOMMENDATION.** Use additional sheets if required.

ISSUE

Should the Commission on POST enter into marketing agreements for the use-of-force scenarios developed jointly by POST and the California Highway Patrol?

BACKGROUND

At its July 1996 meeting, the Commission authorized an interagency agreement with the CHP for the development of use-of-force scenarios. This action was prompted by law enforcement's concern about the lack of good quality video scenarios available from vendors. POST and the CHP, with the assistance of subject matter experts involved with the POST Officer Safety and Force Unit, have worked in partnership to create sixteen videodisc-based scenarios in the following areas: vehicle stops, domestic violence, off-duty incidents, hostage situations, and controlling disturbed individuals. Additionally, the videodisc contains a series of "warm-up" scenarios, including building entry scenarios, to acquaint the officers with the use of laser-based firearms, the appearance of a threat, and how to respond to a threat in the simulation environment. The scenarios are designed to allow the officer trainee to apply a range of options from command presence through other less-than-lethal responses to deadly force in order to control the situation and the subject.

The next step is to make these scenarios available to POST law enforcement agencies and other law enforcement agencies through the companies that manufacture and sell the force option training systems.

ANALYSIS

In order to allow law enforcement agencies to use the scenarios, the hardware manufacturers must program them to operate on their force option training systems. These companies must also have the videodiscs replicated and packaged and then market the scenarios. The companies will use the cost figures for this work and their estimate of sales to establish a base price to charge their clients for the scenarios.

Because POST and the CHP created the scenarios and bore the cost of scenario design and development as well as the cost of video production, the investment by the hardware manufacturers will be significantly reduced. As a result, the cost of these scenarios for California law enforcement agencies will be reduced to about one-third of the normal cost. For example, previously POST agencies paid \$3,500 for a set of scenarios created by FATS. In contrast, the POST/CHP scenarios will sell for approximately \$1,250.

POST staff will negotiate a royalty payment with the hardware manufacturers for both POST and the CHP. The royalty payment will be used to recover some of the costs associated with scenario development and video production. POST and the CHP will share the payment equally. The royalty payment will be added to the sale price for scenarios sold to law enforcement agencies outside of California.

RECOMMENDATION

It is recommended that the Commission authorize the Executive Director to enter into a series of non-exclusive marketing agreements with companies that manufacture and sell the force option training systems. This agreement will include a two-tier pricing strategy. The price to California law enforcement agencies will not include royalty payments to POST or the CHP. The price to law enforcement agencies outside of California will include the royalties.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Request for Contract to Develop a Hazardous Materials Awareness CD-ROM Program		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By <i>Bud Lewallen</i>	Researched By Jan Myyra
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval 6-3-98	Date of Report June 2, 1998
Purpose <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input checked="" type="checkbox"/> Yes (See Analysis for details) <input type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

Should the Executive Director enter into a contract with On Guard for up to \$60,000 for the development of a CD-ROM training program on hazardous materials?

BACKGROUND

There is a federal OSHA requirement for yearly refresher training in hazardous materials for first responders at the awareness level. This requirement is monitored through Cal-OSHA and the California Specialized Training Institute (CSTI). At present, most agencies are either using a nine-year-old videotape or not meeting this requirement. There is very little else available to the agencies with which to meet this requirement.

In a survey by POST staff where training managers were asked to indicate which training topics they would like to see as a multimedia course, hazardous materials was ranked high. In follow-up telephone interviews, training managers indicated they need something to meet the requirement for refresher training. In addition, when training managers at regional meetings were asked if they would use a CD-ROM course on hazardous materials, a vast majority indicated they would.

In accordance with the strategic plan objective to develop partnerships, POST met with the United States Air Force to see if any training assets might be shared. (See agenda item regarding a Memorandum of Understanding in this binder.) The Air Force has developed a CD-ROM program for Hazardous Materials Awareness. The content in this program meets the OSHA and CSTI curriculum guidelines for such training.

In addition, the Air Force is working with a company called On Guard to commercialize selected training programs in accordance with the federal government's efforts to transfer technology to the private sector. The Hazardous Materials Awareness program is one of the programs that has been modified to make it more applicable to public safety officers across the United States.

ANALYSIS

POST staff is currently reviewing the commercial version of the Hazardous Materials Awareness program. Initial analysis indicates some modifications will be needed. These include revising the scope, adding a law enforcement emphasis, and making modifications so that the course fits into the multimedia training management system. In addition, many agencies have expressed a need to have hazardous materials training that deals with the materials from a methamphetamine lab. POST is looking at the advisability of including such information in this program.

There is no hourly requirement from CSTI for refresher training at the awareness level; instead completion of the course is based upon attaining the required competencies. The CD-ROM training will be based upon the CSTI competencies enabling a student to spend only as much time as needed to complete the training. It is estimated a student would spend a half-hour to two hours to complete the program.

It is proposed that POST enter into an agreement with On Guard, the owner of the commercial version, to have it modified for use by law enforcement in California. Specifics of the contract with On Guard will be negotiated. The cost to POST for the modified program will be based upon the outcome of the negotiations. The total price should not exceed \$60,000. POST would receive 1,000 copies of the CD-ROM and retain the rights of the program for use by law enforcement in California. On Guard is interested in marketing the law enforcement version outside California.

The cost of modifying an existing program will be much less than developing a new program. Also, since much of the development of the program has been completed, it will take less time to get the training to the agencies. This time factor is especially important as agencies will soon be purchasing new CD-ROM-based systems. Having programs that they can use on these systems is a high priority.

RECOMMENDATION

Authorize the Executive Director to enter into a contract with On Guard for up to \$60,000 for the development of a CD-ROM training program on hazardous materials.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Request for Approval to Enter into a Memorandum of Understanding (MOU) with the U.S. Air Force		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By Edd Kewallen <i>Edd Kewallen</i>	Researched By Dennis Aronson
Executive Director Approval <i>Seamuth J. O'Brien</i>	Date of Approval 6-3-98	Date of Report May 18, 1998
Purpose <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input checked="" type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

Should the Commission enter into a memorandum of understanding (MOU) with the United States Air Force to share media assets and to work in partnership in developing training courses?

BACKGROUND

The United States Air Force has developed several CD-ROM courses that are being delivered on more than 1000 multimedia computers installed at 500 locations worldwide. Plans are under way to develop more interactive multimedia courses in the areas of antiterrorism, force protection, and police training. The Air Force is interested in working cooperatively with various federal agencies, other branches of the military, and with private and state organizations in order to ensure the most up-to-date and accurate information is included in the multimedia courseware. The concept of working cooperatively with the Air Force was presented to the Strategic Plan Implementation Committee at its meeting on December 5, 1997, with details of the arrangement to be specified at a future time. These details have now been specified in a proposed memorandum of understanding (MOU) between POST and the Air Force.

ANALYSIS

The objective of the memorandum of understanding is to establish a framework that will enable POST and the Air Force to work in a partnership that is mutually beneficial to both parties in sharing media assets, instructional design expertise, subject matter experts, and training materials in order to support the development of high quality training programs for law enforcement and emergency response personnel.

Staff has determined that it would be beneficial for POST to work in partnership with the Air Force. Entering into the MOU supports the Strategic Plan goal for establishing partnerships in order to leverage resources. One of the benefits would be POST's access to existing and new multimedia courseware developed by the Air Force, including sophisticated technology applications such as virtual reality. Even when courses have to be modified to meet the needs of California law enforcement, the cost for making such changes would be far less than having such a course created from the beginning. Another benefit for POST would be having courseware developed by proven contractors that have met high quality standards established by the Air Force.

Examples of media assets that might be shared are video footage used in POST telecourses; examples of training programs include the current interactive videodisc courses. In return for sharing these assets, the Air Force would give POST the rights to use and modify courses that have applicability to California law enforcement.

For particular assets to be shared or any project developed cooperatively, letters of agreement would be developed specifying precisely the details about the assets to be shared, the roles and responsibilities of each party, and ownership rights. For example, the Air Force would be responsible for obtaining any clearances needed for use of media assets outside of California. Normal procedures would be followed for having the Commission authorize funds for any joint project that would be beneficial to California law enforcement.

RECOMMENDATION

It is recommended that the Executive Director be authorized to sign a memorandum of agreement (MOU) with the U.S. Air Force for sharing POST's media assets and other resources in order to develop training programs that would be of mutual benefit to California law enforcement and the U.S. Air Force.

DEPARTMENT OF THE AIR FORCE
Aeronautical Systems Center
314 W. Choctawhatchee Ave, Ste 104
Eglin AFB, Florida 32542-5717

4 May 1998.

MEMORANDUM FOR California Peace Officer Standards and Training Commission

FROM: ASC/WMO (MSgt Michael A. Wood)

SUBJECT: Memorandum of Understanding

1. In the interest of military and civil emergency responders, and general public safety, the Air Force is developing a series of interactive CD-ROM courses covering a range of emergency response subjects. These include antiterrorism, force protection, hazardous materials, confined space rescue, emergency medical technician, explosive ordnance disposal, and aircraft familiarization for both military and civil aviation aircraft.
2. A major thrust in the current development effort is in the area of antiterrorism and force protection training. The Air Force is working with subject matter experts from the Office of Special Investigations (OSI), Federal Bureau of Investigations (FBI), Air Force Special Operations Command, US Army, airlines, military flying units, and others to obtain key information regarding military and civilians ability to combat terrorism. Obtaining and combining information from this broad range of expertise ensures the most technical and accurate information is available for instructional design. Developing high quality, technically accurate courseware will ensure emergency responders are well trained to saves lives and minimize damage to property.
3. The Air Force interactive multimedia program provides critical training for emergency responders and provides a valuable public service to the general population. ASC/WMO requests Cal POST support this valuable program by providing subject matter expertise, civil police information, and assets to support development of the Antiterrorism, Force Protection, and Police Training series. In return for Cal POST contributions, ASC/WMO will grant Cal POST certain rights for use and modification of the media assets. The provisions for the exercise of this cooperative agreement are outlined in the attached Memorandum of Understanding (MOU).
4. If you have any questions or comments regarding the draft MOU, please contact the Air Force Program Manager, MSgt Michael A. Wood, at 850-882-4686.

C.J. McEntire

Atch: Draft MOU

Memorandum of Understanding (Draft)
Between
USAF Air Base Operability System Program Office (ASC/WMO)
and
California Peace Officers Standards and Training Commission (Cal POST)
to
Develop Antiterrorism, Force Protection, and Police Training
for
Air Force Security Forces and Emergency Services Personnel

1. PURPOSE. The purpose of this Memorandum of Understanding (MOU) is to create a cooperative alliance between ASC/WMO and Cal Post to develop Antiterrorism (AT), Force Protection (FP), and Police training. The target audience is police and emergency services personnel located in California and military locations world wide. The cooperative development will be between the United States Air Force (USAF), Air Base Operability and Range Support (ASC/WMO), Eglin AFB, Florida and the California Peace Officers Standards and Training Commission (Cal POST). ASC/WMO will be designated as the principal coordinator for courseware development. The taskings and responsibilities under this MOU can be broadly broken out into the traditional analysis, design, development, production, validation, and implementation phases of interactive multimedia courseware. This MOU defines the roles, responsibilities, and right to use between ASC/WMO and Cal POST.

2. OBJECTIVE. The objective of this MOU is to provide a framework and vehicle for the sharing of media assets, instructional design expertise, subject matter experts, training materials, to support development of high quality, instructionally sound education and training programs for police and emergency response personnel. It is desired that this MOU is free of restrictions to allow the open cooperation and exchange of ideas among all agencies, signatories or non-signatories, to this agreement.

3. AUTHORITY. Authority for the Multimedia Training System (MTS) program is contained in the Integrated Weapon System Management Air Base Systems Program Management Directive (PMD), PMD 4021 (21)/Program Elements (PE): PE64708F, PE64617F, PE28028, and PE28031F. Courseware developed under this program will be fielded worldwide to Air Force and other DoD agencies having a requirement for emergency response education and training.

4. BACKGROUND. To support Police and Emergency Services, ASC/WMO has fielded the Multimedia Training System (MTS). The MTS, a desk size interactive courseware system, resides in the station and provides refresher, proficiency, upgrade, qualification, and certification training on rescue, emergency response, and police and emergency service subjects. Over 1100 systems have been acquired and installed at 500 locations world wide. In concert with the hardware, ASC/WMO is developing a library of courseware (CD-ROM-based) for education and training of emergency response personnel. The MTS library provides access to information that, in many cases, was

inaccessible in normal classroom settings.

Antiterrorism, Force Protection, and Police Training is one portion of the total library. These libraries will provide emergency responders the basic knowledge in AT awareness, response to weapons of mass destruction, hazardous materials awareness and a host of other topics to save lives and minimize damage to assets.

Technical information and subject matter expertise used to develop courses comes from a broad range of resources. Course material is designed around governing federal regulations, laws, and standards and recommended practices of nationally recognized organizations including the Federal Bureau of Investigation (FBI), the Office of Special Investigation (OSI), Environmental Protection Agency (EPA), and Occupational Safety and Health Administration (OSHA).

Courseware is developed using best practice commercial standards and from templates used in previously designed Air Force courseware. With a large installed user base already supported by ASC/WMO, the Antiterrorism courseware is at a mature stage of development with a well established design approach in place. ASC/WMO desires that future courseware design be consistent with the current design standards to allow for rapid development and economy of scale for the AT & FP programs.

5. RESPONSIBILITIES. In the interest of military and public safety, ASC/WMO, with support from their prime contractors, will develop the courseware. Cal POST involvement, cooperation, and sharing of resources will ensure technically accurate information is incorporated into the design and development process. As a result, high quality training will be available to emergency responders, preparing them for situations where life and property are at risk.

a. ASC/WMO will:

- (1) Assign a primary and alternate point of contact for issues requiring major coordination. All decisions, approvals, and disapproval will be by the Air Force Program Manager.
- (2) Provide Management Plans and Design Documents, as necessary, for review and comment by Subject Matter Experts and support personnel.
- (3) Provide contractor support to ensure timely completion and response to the coordinated design process.
- (4) Provide Cal POST a list of the types of Subject Matter Experts and media assets required to support the course development. For day to day technical support in the conduct of normal business, Cal POST may interact directly with ASC/WMO support contractors to coordinate information exchange and related work efforts.
- (5) Establish and conduct program and courseware reviews, as needed.

- (6) Generate and promote innovative concepts for courseware design and development. Included are use of scenarios using virtual reality technology.
- (7) Identify and pursue resources and support for these applications and concepts.
- (8) Develop, improve, and implement these technologies and concepts for AT, FP and other emergency response education and training to promote current national goals of improved public safety and national defense.
- (9) Provide resource support where this support is commensurate with the ASC/WMO mission.
- (10) Support this MOU in ways deemed appropriate by ASC/WMO and Cal POST.

b. Cal POST will:

- (1) Assign a primary and alternate point of contact for issues requiring major coordination. Assign other personnel, as required to support courseware development efforts.
- (2) Provide and coordinate access to media assets and locations.
- (3) Provide SME support for phases of the design process, as appropriate.
- (4) Assist in courseware reviews and evaluations.
- (5) Provide resource support where it is commensurate with the Cal POST mission.
- (6) Support this MOU in ways deemed appropriate by ASC/WMO and Cal POST.

6. ANTICIPATED RESULTS. The ultimate goal of the courseware is to educate and train the emergency response work force to save lives, incorporate defensive strategies into daily routines, and minimize property loss. The education and training is critical to domestic and international military and civilian communities.

7. FUNDING.

- a. ASC/WMO will have primary responsibility for the overall cost estimates, budget, and funding of all courseware development efforts that are required to meet ASC/WMO

mission needs. Cal POST will have primary responsibility for funding requirements that are required to meet Cal POST needs. Where needs are mutually beneficial, joint sharing of resources will take place. No transfer of funds between organizations shall take place.

- b. ASC/WMO will track and account for fund expenditures of courseware development.

8. RIGHT OF USE. ASC/WMO may modify, add to, or change content of Cal POST course material to meet specific need. In return for the Cal POST contributions outlined in this MOU, ASC/WMO will grant Cal POST the right to:

- a. Use and distribution of any Cal POST modified or newly developed courseware within the Cal POST community.
- b. Modify or redesign media assets in support of (a) above.
- c. Both parties shall maintain mutually exclusive rights to use and distribute courseware modified or changed. Cost to modify and distribute shall be borne by the organization desiring modification.

ASC/WMO will maintain:

- a. Government Purpose License

9. RESOURCE ALLOCATION. Resource allocation will be determined on a case by case basis. ASC/WMO anticipates assistance in developing AT and FP programs for current and future threats, as they pertain to emergency response procedures. Prior to any course development that is deemed mutually beneficial to both parties, both parties shall conduct a pre-design meeting to determine allocation of resources. (i.e., Courseware Design, Development, Content Treatment, Scripts and Storyboards, Video Production, Shot Locations, Editing, Narration, Programming, Beta Reviews, etc.). Based on the pre-design meeting, a Courseware Management Plan will be developed to outline roles, responsibilities, and resource allocation.

10. EFFECTIVE DATE. This agreement becomes effective on approval by signatories.

11. TERMINATION. This agreement may be terminated by mutual consent.

12. ADMINISTRATION. ASC/WMO and Cal POST will jointly provide administrative management of this MOU and will initiate and coordinate reviews and revisions, obtain signatures, and make distribution of the MOU.

13. POINTS OF CONTACT. The key points of contact for this MOU are listed below. As mentioned in paragraph 5.a.(4), for day to day technical support in the conduct of normal business, Cal POST will interact directly with ASC/WMO support contractors to coordinate all work efforts.

Primary
Cal POST
(need name and data)

Primary
ASC/WMO
MSgt Michael A. Wood
314 W. Choctawhatchee Ave., Ste 104
Eglin AFB, Florida 32542-5707
Phone: 850-882-4686 X 201

Alternate
Cal POST
(need name and data)

Alternate
ASC/WMO
Mr. Wade Grimm
314 W. Choctawhatchee Ave., Ste 104
Eglin AFB, Florida 32542-5707
Phone: 850-882-4695 X 321

DISTRIBUTION. Signatories and points of contact will receive copies of the signed MOU.

SIGNATURE BLOCK

SIGNATURE BLOCK

DRAFT

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Request for Contract to Convert the First Aid/CPR Interactive Videodisc Course to CD-ROM		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By <i>Bud Lewallen</i>	Researched By Dennis Aronson
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval <i>6-30-98</i>	Date of Report May 20, 1998
Purpose <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input checked="" type="checkbox"/> Yes (See Analysis for details) <input type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

Should the Commission enter into a contract with Cohen Training Technologies to convert the First Aid/CPR interactive videodisc (IVD) course to CD-ROM format at a cost not to exceed \$45,000?

BACKGROUND

At its meeting on April 16, 1998, the Commission authorized spending up to \$2.25 million to reimburse agencies for the purchase of new multimedia computers that will run CD-ROM-based courseware. Obviously, as soon as the agencies begin purchasing these new computers, there will be a need for courseware on CD-ROM. Staff is presently having a course developed on domestic violence training for first responders, and is recommending that a course on hazardous materials handling be developed. (Refer to the agenda item on that subject in this binder.) POST has had seven interactive videodisc courses developed since 1989: *P.C. 832: Arrest and Firearms, Law Enforcement Driver Training, Law Enforcement First Aid/CPR*, and four courses on *Drug and Alcohol Recognition*. Staff has been studying what would be involved in converting these existing interactive videodisc courses to CD-ROM.

ANALYSIS

One of the first courses staff is considering to convert is First Aid/CPR. It is a good candidate for conversion as it is widely used and is needed by agencies to re-certify officers every three years in first aid and CPR. Agencies have indicated using this course is saving them money. It has been three years since the course was initially released so many officers will now need to be re-certified. Another reason for converting the First Aid/CPR course is that in CD-ROM format it should be highly marketable, providing a cost recovery opportunity for the Commission. (The course cost approximately \$500,000 initially to produce.)

The First Aid/CPR course was developed for the DOS environment. In order to convert the program to run on the new POST multimedia systems, it will need to run in the Windows environment. Normally this type of conversion would entail completely reprogramming the course. Fortunately, there is a special software utility available to convert existing DOS-based programming code to a Windows version. Dr. Barry Cohen, principal of ~~Cohen Training~~ Technologies and the programmer on the original version of the course, is available to do the conversion; is an expert in using the special software; and has converted courses for a Fortune 500 client using the utility.

Since Dr. Cohen is very familiar with the present programming code in the First Aid/CPR course, it would be appropriate to enter into a sole source contract for him to perform the conversion. Dr. Cohen has performed work on the First Aid/CPR course since its initial release to enhance some of the record keeping capabilities and completed other maintenance. He has recently been awarded a \$3,000 contract to do some preliminary work needed prior to having the course converted to CD-ROM.

RECOMMENDATION

It is recommended that the Commission direct the Executive Director to enter into a contract with Cohen Training Technologies to convert the First Aid/CPR IVD course to CD-ROM format at a cost not to exceed \$45,000.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Request for Contract to Develop a Multimedia Training Management System		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By Bud Kewallen <i>[Signature]</i>	Researched By Richard Dunn
Executive Director Approval <i>[Signature]</i>	Date of Approval 6-30-98	Date of Report June 1, 1998
Purpose <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input checked="" type="checkbox"/> Yes (See Analysis for details) <input type="checkbox"/> No

In the space provided below, briefly describe the **ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION.** Use additional sheets if required.

ISSUE

Should the Commission contract to develop a multimedia training management system (MTMS) to be used with the new multimedia computers, at a cost not to exceed \$75,000?

BACKGROUND

At its April 16, 1998 meeting, the Commission authorized \$2.25 million to reimburse agencies for the purchase of new interactive multimedia computers. In addition to the courseware that must be created and installed on these systems, the interactive multimedia computers require a MTMS. A MTMS is a software application that maintains student records, tracks student performance and progress through courseware, and generates reports on individual students and groups of students. Currently, each interactive videodisc (IVD) course has its own MTMS and the separate MTMSs do not communicate with one another.

ANALYSIS

Information obtained from surveys, focus group meetings, and training needs assessment meetings indicate a strong desire for a single MTMS for all multimedia courseware. Some of the functionality requested includes the ability to enroll students once for all the multimedia courseware, having a single interface for all courseware management, and allowing the training manager to generate a single report with progress and completion information on all the multimedia courses a student takes. Staff has developed a set of specifications for a MTMS that provides these capabilities. These specifications will be used in developing a request for proposal and subsequent contract for the development of a MTMS. The MTMS will be designed to reside on the individual multimedia computers in the agencies, with the expectation that in the future the management system may be centralized, using the Internet to transmit data.

RECOMMENDATION

It is recommended that the Commission authorize the Executive Director to contract for the development of a training management system (MTMS) at a cost not to exceed \$75,000.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Robert Presley Institute of Criminal Investigation Contract for Domestic Violence Foundation Specialty Course with the San Diego Regional Training Center for FY 1998/99		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By <i>Bud Lovell</i>	Researched By Dave Spisak
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval 6-3-98	Date of Report May 28, 1998
Purpose <input type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for detail) <input type="checkbox"/> No

In the space provided below, briefly describe the ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION. Use additional sheets if required.

ISSUE

Should the Commission authorize the Executive Director to enter into a contract with the San Diego Regional Training Center for six presentations of the Robert Presley Institute of Criminal Investigation (ICI) Domestic Violence Foundation Specialty Course in an amount not to exceed \$123,048 for fiscal year 1998-99?

BACKGROUND

On August 1, 1997, the Commission on POST was a recipient of a Violence Against Women Act (VAWA) Law Enforcement Training Grant in the amount of \$2,929,112. The funds were dedicated to five designated projects, one of which is the development and presentation of domestic violence training for follow-up investigators. During the fiscal year 1997-98 this course was designed and two pilots will be conducted. The San Diego Regional Training Center was the designated organization to develop and pilot this course. One pilot will be conducted in San Diego, the other in San Francisco thereby providing training in northern and southern California. This training will fulfill the professional training mandated for domestic violence and complies with the terms and conditions of the VAWA Law Enforcement Training Grant. The cost of administering the training will not exceed the amount budgeted for this portion of the grant.

ANALYSIS

The San Diego Regional Training Center (RTC) has been responsible for the design and development of the ICI Domestic Violence Course. As such, they have been working closely with subject matter experts during the design phase and are well positioned to hire expert faculty to deliver the final product. They have been working closely with the San Francisco Police Department on this project. It is expected that at the completion of this grant, both RTC and the San Francisco Police Department will become presenters of the

Domestic Violence Foundation Specialty as a POST Plan III Course as part of the ongoing ICI program. By providing a northern and southern California training site, travel for follow-up investigators from throughout the State will be minimized

RECOMMENDATION

Authorize the Executive Director to enter into a contract with the San Diego Regional Training Center for delivery of six presentations of the ICI Domestic Violence Foundation Specialty Courses for an amount not to exceed \$123,048 for fiscal year 1998-99.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Robert Presley Institute of Criminal Investigation Core and Homicide Foundation Specialty Course Contract with the Sacramento Regional Criminal Justice Training Center for FY 1998/99		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By <i>Bud Lewallen</i>	Researched By Dave Spisak
Executive Director Approval <i>Senneth J. O'Brien</i>	Date of Approval 6-26-98	Date of Report June 25, 1998
Purpose <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for detail) <input type="checkbox"/> No

In the space provided below, briefly describe the **ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION.** Use additional sheets if required.

ISSUE

Should the Commission authorize the Executive Director to enter into a contract with the Sacramento Regional Criminal Justice Training Center for five presentations of the Robert Presley Institute of Criminal Investigation (ICI) Core Course and four presentations of the Homicide Foundation Specialty Course in an amount not to exceed \$199,003 for fiscal year 1998-99?

BACKGROUND

This is a renewal of contracts that were in effect for fiscal year 1997-98. Demand for all ICI courses has been increasing steadily as more law enforcement agencies are becoming aware of the value of this training. Currently the Center is presenting five ICI Core Courses at a cost not to exceed \$146,075 (an average cost of \$29,215). The Center has completed its first year of presenting the Homicide Foundation Specialty Course giving three classes at a cost not to exceed \$55,527 (an average cost of \$18,509).

ANALYSIS

ICI Core Course

The Sacramento Regional Criminal Justice Training Center is one of five providers of the ICI Core Course. All are presented using adult experiential learning concepts. These concepts have proven to be an excellent method of instruction for follow-up investigators. The students are challenged to learn by performing in realistic role-play exercises and practical simulations. The Core Course is a recommended prerequisite to all other courses in the ICI program and is, therefore, the foundation upon which all other courses are built.

The proposed FY 1998/99 cost of the Core Course is \$124,035, -15% (or \$22,040) less than current year. Instructor travel and per-diem will be provided directly by POST thereby reducing travel costs because of favorable rates available to POST. The contract provides for the addition of a computer technician to set-up the student computer laboratory, and increases in room rental costs.

Homicide Foundation Specialty

The Department of Justice has been the only presenter of the Homicide Foundation Specialty Course. Investigators have had up to a 2-year wait to attend the class. Sacramento Regional Criminal Justice Training Center agreed to present three classes during the 1997/98 fiscal year at a presentation cost of \$18,509 each. This year's budget includes appropriate enhancements to their first years experience. They will provide four classes at a cost of \$18,742 each.

The proposed FY 1998/99 cost of the Homicide Foundation Specialty is \$74,968. That is \$19,441 more than current year costs. However, the 98/99 contract will provide four presentations rather than three. The addition of a computer technician to set up the student computer laboratory, a slight increase in room rental costs, and the addition of a crime scene facilitator account for the increase in costs.

RECOMMENDATION

Authorize the Executive Director to enter into a contract with the Sacramento Regional Criminal Justice Training Center for five presentations of the Robert Presley Institute of Criminal Investigation (ICI) Core Course and four presentations of the Homicide Foundation Specialty Course in an amount not to exceed \$199,003 for fiscal year 1998-99.

Section II. ICI Core Instructors Annual Update Workshop

This contract provides for the fourth annual update for ICI Core instructors. The annual update provides an opportunity for active instructors to learn new skills and try new classroom technology and techniques. This contract request of \$12,604 is comparable in cost to the current year's contract.

Section III. ICI Administrative Support

This action continues the previously authorized administrative support. These duties include student registration and counseling, preparation of the ICI quarterly newsletter, coordinating instructors among contractors, and preparing and printing class schedule materials for the students. This year's contract expands these services to a full year at the same unit cost for a total dollar amount of \$22,701.

Section IV. Curriculum Update Workshops

The ICI Core Course has had many modifications since it's original design 10 years ago. This contract will allow us to revisit the original design assumptions of the Core Course to ensure that the content and design of the Course is still meeting the needs of follow-up investigators. The cost of updating this 80-hour course is \$15,180. Workshops in prior years have focused on Foundation Specialty development and curriculum updates. This year the Homicide Foundation Specialty and two others will be reviewed. This year, \$5,727 will be spent to update Foundation Specialty Courses compared to \$8,745 allocated for that purpose last year.

RECOMMENDATION

Authorize the Executive Director to enter into a contract with the San Diego Regional Training Center to provide four presentations of the Robert Presley Institute of Criminal Investigation (ICI) Instructor Workshop Class, four curriculum update workshops, one annual Instructor Update Workshop, and specified administrative support for the ICI Program in an amount not to exceed \$119,004 for fiscal year 1998-99.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Robert Presley Institute of Criminal Investigation Core Course Contract with the San Diego Regional Training Center for FY 1998/99		Meeting Date July 16, 1998
Bureau Training Program Services	Reviewed By <i>Bud L. ...</i>	Researched By Dave Spisak
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval 6-26-98	Date of Report June 25, 1998
Purpose <input checked="" type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for detail) <input type="checkbox"/> No

In the space provided below, briefly describe the **ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION.** Use additional sheets if required.

ISSUE

Should the Commission authorize the Executive Director to enter into a contract with the San Diego Regional Training Center for five presentations of the Robert Presley Institute of Criminal Investigation (ICI) Core Course in an amount not to exceed \$142,462 for fiscal year 1998-99?

BACKGROUND

This is a renewal of a contract that was in effect for fiscal year 1997-98. Demand for all ICI courses has been steadily increasing, as more law enforcement agencies are becoming aware of the value of this training. Currently RTC is presenting four ICI Core Courses at a cost not to exceed \$123,868 at an average cost of \$28,967 per class plus a one-time equipment purchase of \$8,000.

ANALYSIS

The San Diego Regional Training Center (RTC) is one of five providers of the ICI Core Course. All courses are presented using adult experiential learning concepts. These concepts have proven to be an excellent method of instruction for follow-up investigators. The students are challenged to learn by performing in realistic role-play exercises and practical simulations. The Core Course is a recommended prerequisite to all other courses in the ICI program and is, therefore, the foundation upon which all other courses are built.

RTC has agreed to add an additional presentation during this contract period and provide that class in the Orange/Riverside County area. This will fill an existing gap in statewide coverage in that currently the Los Angeles Police Department is the only provider in the greater Los Angeles area.

While the cost per presentation is less than last year, some costs are up, including computer rental and meeting room rentals.

The proposed FY 1998/99 cost of \$142,462 is \$18,594 more than current year costs. However, this contract will provide for five presentations rather than four. Current year cost for one presentation is \$28,967. Proposed cost is \$28,492, a decrease of 2%.

RECOMMENDATION

Authorize the Executive Director to enter into a contract with the San Diego Regional Training Center for five presentations of the Robert Presley Institute of Criminal Investigation (ICI) Core Course in an amount not to exceed \$142,462 for fiscal year 1998-99.

This year's course budget reflects a \$1,000 increase for instruction cost. Most instructors are able to teach on duty at no cost to POST. However, because of the increase in teaching hours some unit commanders are requiring their officers to teach these classes on their own time. This budget increase will give the flexibility needed to meet class schedules.

In addition to the instruction budget, there are modest increases in clerical, printing, supply and room rental. The primary increase this year is the cost of coordination. Due to budget constraints for the upcoming year, previous overtime allocations have been curtailed. As a result, the Training Division will no longer be able to absorb the \$4,174 in overtime associated with coordinating this course. The coordination costs in this budget will cover the previous overtime hours required to present each class. The Department will continue to pay the salary for the two officers assigned to this 80-hour course.

RECOMMENDATION

Authorize the Executive Director to enter into a contract with the Los Angeles Police Department for four presentations of the Robert Presley Institute of Criminal Investigation (ICI) Core Course in an amount not to exceed \$89,868 for fiscal year 1998-99.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

COMMISSION AGENDA ITEM REPORT

Agenda Item Title Contract for Developing Automation Feasibility Study		Meeting Date July 16, 1998
Bureau Computer Services Bureau	Reviewed By Glen Fine	Researched By Mitch Coppin <i>JCC</i>
Executive Director Approval <i>Kenneth J. O'Brien</i>	Date of Approval 6-25-98	Date of Report June 25, 1998
Purpose <input type="checkbox"/> Decision Requested <input type="checkbox"/> Information Only <input type="checkbox"/> Status Report		Financial Impact: <input type="checkbox"/> Yes (See Analysis for details) <input type="checkbox"/> No

In the space provided below, briefly describe the **ISSUE, BACKGROUND, ANALYSIS, and RECOMMENDATION.** Use additional sheets if required.

ISSUE

Should the Commission authorize the Executive Director to enter into a contract not to exceed \$75,000 with a State-approved data processing consulting firm to develop a Feasibility Study Report to establish electronic connectivity with POST agencies?

BACKGROUND

In 1997 a Business Needs Assessment was performed to identify areas where automation would streamline existing processes, reduce the need for physical documents, reduce mailing costs, and reduce personnel costs. The study recommended the development of an Electronic Data Interchange System which would accommodate electronic transfer of data between POST and POST agencies.

The Commission has previously authorized work leading to a paperless system by approving a Budget Change Proposal (BCP) to fund two computer programmer positions. The BCP was approved by the Department of Finance and the Legislature, and the positions are included in the pending State Budget for FY 98/99. Once employed, the programmers will commence preliminary work necessary to provide the foundation for an Electronic Data Interchange System.

ANALYSIS

Currently, POST supplies blank forms to training presenters and law enforcement agencies to document completed peace officer training, course announcements, reimbursement requests, and notices of appointment and termination. These forms are completed and returned to POST for processing. All data is key entered by POST staff and placed in POST's Peace Officer Database.

The proposed new system would establish a process where records would be sent to POST electronically. This electronic process would provide a more current and up-to-date Peace Officer Database, reduce printing and mailing costs, streamline manual review of records, reduce key entry, and eliminate the need for many of POST's existing physical records.

In order to move forward with this project, POST must prepare a feasibility study report (FSR) and gain approval from the Department of Finance and Department of Information Technology. The feasibility study would evaluate different alternatives and estimate costs to develop a system.

RECOMMENDATION

It is recommended that the Commission authorize the Executive Director to enter into a contract not to exceed \$75,000 with a State-approved data processing consulting firm to develop a Feasibility Study Report to establish electronic connectivity with POST agencies.


COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

 1601 ALHAMBRA BOULEVARD
 SACRAMENTO, CALIFORNIA 95816-7083

POST Advisory Committee Meeting
Wednesday, July 15, 1998
Doubletree Hotel
Laguna III
3050 Bristol Street
Costa Mesa, CA
(714) 540-7000

AGENDA

10:00 A.M.

- | | | |
|----|--|---------------|
| A. | Call to Order and Welcome | Chair |
| B. | Moment of Silence Honoring Peace Officers
Killed in The Line of Duty | Chair |
| | Since the last POST Advisory Committee meeting, the
following officers have died while serving the public: | |
| | <ul style="list-style-type: none"> o Officer David John Chetcuti, Millbrae Police Department o Officer Christopher D. Lydon, California Highway Patrol, El Cajon | |
| C. | Roll Call and Special Introductions | |
| D. | Announcements | Chair |
| E. | Approval of April 15, 1998 Meeting Minutes
(Attachment A) | Chair |
| F. | Report on Update of POST Strategic Plan | Rick TerBorch |
| G. | Status Report on Academy Physical Fitness Testing Study | Staff |
| H. | Report from California Law Enforcement Image Coalition | Joe Flannagan |

- I. Status of POST Budget for FY 1998/99 Staff
- J. Video on Governor's Award Presentation and Discussion Staff
- K. Review of Commission Meeting Agenda and Advisory Committee Comments Staff/Members
- L. Advisory Committee Member Reports Members
- M. Commission Liaison Committee Remarks Commissioner
- N. Old and New Business Members
- O. Next Meeting:
Wednesday, November 4, 1998
Picadilly Inn
Fresno, CA
- P. Adjournment to Parking Lot
(CHP trailer for demonstration of new Use of Force videodisc scenarios)
o Groups of 10 for 15 minutes each



COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

1601 ALHAMBRA BOULEVARD
SACRAMENTO, CALIFORNIA 95816-7083

POST Advisory Committee Meeting
April 15, 1998
Doubletree Hotel
Redding, CA

MINUTES

CALL TO ORDER

The meeting was called to order at 10:00 a.m. by Chairman Woody Williams.

WELCOME

Chief Blankenship welcomed the Advisory Committee to Redding.

MOMENT OF SILENCE

The Advisory Committee held a moment of silence in honor of the following officers who have lost their lives while serving the public since the last Committee meeting.

- o Officer Britt T. Irvine, California Highway Patrol, Santa Maria
- o Officer Ricky B. Stovall, California Highway Patrol, Santa Maria
- o Officer Paul D. Korber, Ventura Harbor Patrol
- o Chief J. Leonard Spears, Calipatria Police Department

ROLL CALL OF ADVISORY COMMITTEE MEMBERS

Present: Robert Blankenship, California Peace Officers' Association
Charles Byrd, California State Sheriffs' Association
Jay Clark, California Association of Police Training Officers
Norman Cleaver, California Academy Directors' Association
Joe Flannagan, Peace Officers' Research Association of California
Kevin Mince, California Highway Patrol
Earl Robitaille, Public Member
Leo Ruelas, California Community Colleges
Woody Williams, California Peace Officers' Association

Commission Advisory Liaison Committee Members Present:

David Anderson
Charles Brobeck
Collene Campbell
Rick TerBorch

POST Staff Present:

Kenneth J. O'Brien, Executive Director
Hal Snow, Assistant Executive Director
Alan Deal, Bureau Chief, Standards and Evaluation
Bob Holmgren, Personnel Selection Consultant, Standards and Evaluation
Tom Hood, Executive/Legislative Liaison
Bud Lewellan, Bureau Chief, Training Program Services

Guests Present:

Mitch Berner, City of San Diego
Steve Craig, President, PORAC
Willie Pannell, Los Angeles Police Department
Ronald Terry, San Francisco Sheriff's Department
Al Watters, San Francisco Deputy Sheriff's Association

APPROVAL OF MINUTES OF JANUARY 21, 1998 MEETING

MOTION - Cleaver - second, Robitaille, carried unanimously to approve the minutes of the January 21, 1998 Advisory meeting at the Sheraton Hotel in Newport Beach, with the correction noting that Kevin Mince was present.

PROGRESS REPORT ON POST STRATEGIC PLAN IMPLEMENTATION

Commissioner TerBorch, Chairman of the Committee on Strategic Implementation Plan announced that there will be a stakeholders/partners' workshop to be held on May 12 in Newport Beach. The purpose of the meeting is to review proposed changes for the annual update of the plan. The revised plan will be presented for approval at the July Commission meeting. All Advisory Committee members were encouraged to participate in the workshop.

REPORT ON ACADEMY PHYSICAL FITNESS TESTING STUDY

Staff reported that the academy physical fitness testing study has been completed. The purpose of the study was to determine the effects of requiring students to wear duty equipment while taking the test. The analysis of the data received will be presented at the Consortium meeting in June. The Committee will receive an update at the July meeting.

REPORT FROM SUBCOMMITTEE ON IMPROVING LAW ENFORCEMENT'S IMAGE WITH PUBLIC

Joe Flannagan, Chairman of the Ad Hoc Committee for Enhancing the Image of Law Enforcement, reported that 198 survey responses had been received as of April 1, 1998. Survey results indicate the three primary ways the Coalition can assist local agencies to improve the image would be: (1) provide information related to image enhancement techniques; (2) provide training materials to each image improvement techniques; and (3) provide materials for use in the image-related media campaigns. The Coalition will consider the recommendations at its next meeting in May.

RECOMMENDATION FOR FILLING VACANCY ON POST ADVISORY COMMITTEE

There was a discussion concerning filling the vacancy created by the resignation of Alan Barcelona, CAUSE President, who served as the designated representative of "California Specialized Law Enforcement." Following review of the agencies eligible under this category and the applications received, it was determined that only one applicant fit the criteria.

MOTION - Flannagan - second, Clark, carried unanimously to recommend the Commission approve the appointment of Detective G. "Sandy" Sandoval, Los Angeles School District Police Department, to represent "California Specialized Law Enforcement" on the POST Advisory Committee, for a term to expire in September 2001.

1997 GOVERNOR'S AWARD RECIPIENTS

Staff reported that press releases have been sent to the news media announcing the recipients of the 1997 Governor's Award for Excellence in Peace Officer Training:

- o Organizational Achievement Category - The Public Safety Internship Academy, a partnership between the San Bernardino County Sheriff's Frank Bland Regional Law Enforcement Training Center, San Bernardino Valley College, and Rialto High School
- o Individual Achievement Category - Sergeant Richard "Toby" Tyler, San Bernardino County Sheriff's Department
- o Lifetime Achievement Category - Officer Joseph E. David, California Highway Patrol

The awards will be presented on Wednesday, May 5, at the CPOA luncheon in Sacramento. All Advisory Committee members were encouraged to attend the presentation.

REVIEW OF COMMISSION MEETING AGENDA AND ADVISORY COMMITTEE COMMENTS

Staff reviewed the January 22, 1998 Commission agenda and responded to questions and discussion of the issues.

ADVISORY COMMITTEE MEMBER REPORTS

California State Sheriffs' Association

Charles Byrd reported that CSSA is actively soliciting legislative support for the POST budget by sending letters.

California Police Chiefs' Association

Bob Blankenship discussed some of the problems concerning group homes for adolescents. CPCA has been cooperating with the Sacramento Bee in exposing some of the problems with the homes, including the lack of adequate supervision and training as well as the financial impact on taxpayers.

California Community Colleges

Leo Ruelas reported that the Community Colleges are continuing to distribute the federal grant funds available for public safety training.

California Academy Directors' Association

Norman Cleaver reported that CADA continues to work with POST staff on the mid-term and final pass/fail exams for the Basic Course. Election of officers for the upcoming year will be held at the next CADA meeting.

California Association of Police Training Officers

Jay Clark reported that the current Executive Director for CAPTO is David Althausen, retiree from Woodland Police Department. The Board of Directors is in the process of selecting a representative to replace Jay when his term expires in September.

California Highway Patrol

Kevin Mince expressed appreciation for the community support for the families of the officers killed during the recent floods in the Santa Maria area.

He reported that CPH has entered into an agreement with Riverside Community College and Riverside County Sheriff's Department for a one-year pilot project at the Clark

Training Center to provide advanced officer training for CHP officers in the Southern California area.

Peace Officers' Research Association of California

Joe Flanagan reported that PORAC will sponsor a symposium in Reno the last week in April on *Federal Prosecution of Police Officers*. The annual Peace Officer Memorial to honor peace officers killed in the line of duty during the past year will be held on Friday, May 8th at the Capitol. All members were encouraged to attend.

California Peace Officers' Association

Woody Williams reminded members that the annual Legislative Day will be held on May 6 in Sacramento.

Ken O'Brien thanked the group for the letters and on-going support of POST's proposed budget. The Assembly Budget Committee will meet on Tuesday, May 5.

ADJOURNMENT - 11:55 a.m.


Vera Roff
Executive Secretary

M e m o r a n d u m

To : POST Commissioners

Date: June 25, 1998

From: COLLENE CAMPBELL
Chairman, Long Range Planning Committee
Commission on Peace Officer Standards and Training

Subj : REPORT OF THE LONG RANGE PLANNING COMMITTEE

The Committee met in the office of Commissioner Block, in Los Angeles, on June 22, 1998 at 10:00 a.m. Present were Commissioners Block, Campbell, del Campo and TerBorch. Also present were staff Ken O'Brien, Alan Deal, Mike DiMiceli, and Hal Snow. Maureen Belk, CCPOA, was present to observe the meeting on behalf of CCPOA and C-POST.

The committee received reports from staff on the following issues:

Report on the Status of the 1998 Strategic Plan

The Committee received an informational report on the activities to update the Strategic Plan, as required annually by the Governor's Office, and a draft of the revised plan. The revised plan was reviewed by a group of stakeholders who met with POST staff, Commissioners, and Advisory Committee members on May 12. Revisions to the plan include the deletion of eight strategic objectives (primarily because those objectives have been achieved) and the addition of five new objectives. The new objectives include work planned and in progress for reserve officer training, driver training, certification of out-of-state courses, peace officer recruitment, and increased interaction between law enforcement and victims of crimes.

The Committee received the report and a draft of the revised Strategic Plan that will be submitted to the Governor's Office by July 1, 1998, as required. The Committee understands that the revised plan must be submitted before it is approved by the Commission and that any changes directed by the Commission also will be submitted to the Governor's Office.

Report on Proposed Changes to P.C. 832.3(b) and Pilot Studies of Mid-Course and End-of-Course Tests in the Basic Course

The Committee received a report on the need to amend P.C. Section 832.3(b) to provide explicit legislative authority for the Commission to develop and maintain a testing program in the Regular Basic Course. The testing program would include the requirement that academy students pass the mid-course and end-of-course tests as conditions of completing the Basic Course. In addition, staff will develop and pilot test in academies both a mid-course and end-of-course test.

Following discussion, the Committee voted unanimously to approve the staff report and recommended Commission approval of staff activities to: (1) amend P.C. 832.3(b); (2) pilot test a mid-course test; (3) pilot test an end-of-course test; and (4) report the results to the Commission.

Report on POST Requirements for Physical Abilities Testing and Training

The Committee received a report on the recently completed study of the effect of requiring basic course trainees to wear duty equipment during the physical abilities test. The analysis of the data collected during the study raises issues concerning the need for a new, validated physical abilities test and whether agency executives have concerns about the tests or the abilities of academy graduates.

Following discussion, the Committee unanimously approved the staff report and recommended Commission approval for staff to monitor the need for any changes to POST's physical abilities testing.

Report on the Status of the Academy Report Writing Improvement Project

The Committee received an informational report concerning the academy report writing improvement project. The project includes: (1) development of a new, machine scorable writing test; (2) revision of the Investigative Report Writing curriculum; (3) revision of the Report Writing Instructor Course; (4) a study of the educational prerequisites for law enforcement; and (5) a longitudinal study to validate a minimum cut score for the writing test.

Report of the Development of Crowd Management and Civil Disobedience Guidelines

The Committee received a progress report and a draft of the *Crowd Management and Civil Disobedience Guidelines*. Although staff has been working on the guidelines for some time, SB 1844 (Thompson), pending in the Legislature, will mandate these guidelines and associated training. A telecourse on the topic is scheduled to be broadcast on July 23, 1998. The staff report described the need for additional research to gain information from agency executives, trainers, and labor organizations. The completed guidelines and recommendations will be presented at the November Commission meeting.

Report on the Police Corps Program

The Committee received an informational report on the status of research concerning California's participation in the federally-funded Police Corps program.

The Police Corps program provides federal scholarships for college students who are employed after graduation in a local law enforcement agency. The scholarship is forgiven after an period

of four years of employment as a peace officer. The Police Corps officer must be assigned to community patrol duties and must receive the same pay and benefits as other officers who have the same tenure and duties. The employing agency receives federal funds to partially reimburse the cost of the Police Corps employee for the first four years of employment.

Participation in the Police Corps requires the designation of a state lead agency that is responsible for the administration of the program, including recruitment, selection, basic law enforcement training, and monitoring the status of Police Corps participants.

After discussion, the Committee directed staff to continue the research concerning the program and specifically to gather data concerning the interest of law enforcement executives, statewide, in the program. Progress reports will be submitted regularly to the Committee.

Report on the Interstate Training Alliance

The Committee received a report concerning the interstate training alliance that includes cooperative agreements to develop, certify, and deliver training to officers who work at the mutual borders of California, Nevada and Oregon. The report summarized the agreement that is in place between California and Oregon, and the on-going discussions with Nevada for similar agreements.

Progress Report on the International Fellow Program

This informational report summarizes the progress of work to develop information concerning the cost and structure of an International Fellow Program. The report provided additional background and description of the concept and some preliminary cost information. Additional work is required to assess the interest of law enforcement executives concerning the program and to further define the costs, alternative sources of funding, and the resources required for program administration.

Following discussion, the Committee directed staff to continue the research and reported at the next Committee meeting.

ADJOURNMENT - 11:30 a.m.



COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

1601 ALHAMBRA BOULEVARD
SACRAMENTO, CALIFORNIA 95816-7083

FINANCE COMMITTEE MEETING

July 15, 1998 - 1:30 P.M.

Doubletree Hotel
3050 Bristol Street
Costa Mesa, CA
(714) 540-7000

AGENDA

COMMITTEE MEMBERS

Michael Carre (C)
David Anderson
Charles Brobeck
Tom Knutson
Rick TerBorch
Barbara Warden

A. CALL TO ORDER

B. Year-End Financial Report

A report summarizing year-end revenue and expenditures for Fiscal Year 1997/98 will be provided at the meeting.

C. FY 1998/99 Governor's Budget

As of agenda mail out, the FY 1998/99 Governor's Budget has not been signed.

D. Back-Fill Reimbursement

A report on limited experience to date with back-fill reimbursement, initiated April 1, 1998, will be provided at the meeting.

E. Expenditure Projections for FY 1998/99

A report showing expenditure projections and available resources to support training reimbursements will be provided at the meeting.

F. Budget Change Proposals (BCPs) for FY 99/00

A report is included under this tab describing request for Commission approval to submit Budget Change Proposals (BCPs) to the State Department of Finance. The proposals concern anticipated facilities rent increase in FY 99/00 and authorization to seek five additional staff positions in the FY 99/00 budget.

G. Review of Expenditure and Other Fiscal Proposals on the July 16, 1998 Commission Agenda

- o Request to Contract for Production of Videos on Emergency Vehicle Operations (Tab E - Commission Agenda) \$ 90,000
- o Request for Approval of Agreements for Marketing of Use-of-Force Videodisc Scenarios Developed by POST and the CHP (Tab F - Commission Agenda) No Cost
- o Request for Approval for Contract to Develop a Hazardous Materials Awareness CD-ROM Program (Tab G - Commission Agenda) \$ 60,000
- o Request for Approval to Enter into a Memorandum of Understanding (MOU) with the U.S. Air Force for Partnering on Multimedia Projects (Tab H - Commission Agenda) No Cost
- o Request for Approval for Contract to Convert the First Aid/CPR Interactive Videodisc Course to CD-ROM (Tab I - Commission Agenda) \$ 45,000
- o Request for Approval to Purchase or Develop a Multimedia Training Management System (Tab J - Commission Agenda) \$ 75,000
- o Request for Approval to Contract for Presentations of Robert Presley Institute of Criminal Investigation Domestic Violence Course (Tab K - Commission Agenda) \$123,048
- o Review of Proposed Contract Renewals for FY 98/99 (Tab L - Commission Agenda)
 - 1. Robert Presley Institute of Criminal Investigation Core and Homicide Foundation Speciality Course Contract with the Sacramento Regional Criminal Justice Training Center for FY 1998/99 \$199,003
 - 2. Robert Presley Institute of Criminal Investigation Instructors' Workshops and Curriculum Updates with the San Diego Regional Training Center for FY 1998/99 \$ 119,004

- | | | |
|----|---|-----------|
| 3. | Robert Presley Institute of Criminal Investigation Core Course Contract with the San Diego Regional Training Center for FY 1998/99 | \$142,462 |
| 4. | Robert Presley Institute of Criminal Investigation Contract with San Jose State University for FY 1998/99 | \$143,191 |
| 5. | Robert Presley Institute of Criminal Investigation Contract with the Los Angeles Police Department for FY 1998/99 | \$89,868 |
| o | Request for Approval to Contract with State Approved Data Processing Consultant to Develop a Feasibility Study Report (FSR) for Electronic Data Interchange (Tab M - Commission Agenda) | \$ 75,000 |

G. Report on Biennial Internal Control Audit

At its July 17, 1997 meeting, the Commission approved a contract with the Department of Finance to conduct an audit of POST's accounting, procurement, and financial processes and controls.

A copy of the audit report, dated June 1, 1998, is enclosed. The report details areas of a technical nature which required attention. Identified deficiencies have been corrected as noted in the report under this tab.

H. Report on Contracts Entered Into During FY 1997/98

Each year the Commission receives a summary report of contract activities for the year just concluded. The 1997 report has been prepared and is under the tab for information purposes. Staff would be pleased to respond to any questions or comments.

I. ADJOURNMENT

BUDGET CHANGE PROPOSALS FOR FY 1999-2000

BASIC TRAINING BUREAU (\$100,000; 1.0 P.Y.)

The Basic Training Bureau requests one (1) additional Law Enforcement Consultant (LEC II). The LEC II would manage the integration and maintenance of the mandatory field training program and manage the reserve training program. These are major growing responsibilities currently handled by management fellows.

ACCOUNTING TECHNICIAN (\$45,000; 1.0 P.Y.)

We need help in the Reimbursements Unit. As a result of the increase in the number of trainees submitting requests for reimbursement via letters of agreement and TRRs, the accounting technicians cannot keep up with the work. An unacceptable backlog exists that constantly requires overtime. Part of the problem is due to the reimbursements associated with the Tools for Tolerance training program. This program has caused a growth of at least 7,000 TRRs and numerous letters of agreement annually. There is also considerable work associated with processing the Museum contract and payment of Museum invoices. POST could seek funds for this BCP request by redirecting funds from the Museum to pay for administrative support provided by POST staff.

STAFF SERVICES ANALYST-TDC (\$60,000; 1.0 P.Y.)

A Staff Services Analyst is requested for TDC to accommodate workload increases and to obviate the need for additional bureau chief or LEC support. The analyst will provide a wide range of support duties to relieve administrative workloads of both the bureau chief and consultants.

WEBMASTER (\$61,000; 1.0 P.Y.)

A Staff Services Analyst is requested for ISB to serve as the POST Webmaster. This position will handle all electronics programming and structure for POST Home Page and administrative Internet, maintain clearinghouse database linkages and have general responsibility for building and maintaining the POST Home Page as an effective service to law enforcement.

CLEARINGHOUSE SUPPORT (\$45,000; 1.0 P.Y.)

An Office Technician position is necessary to provide clearinghouse assistance by performing general clerical and records keeping functions pertinent to the clearinghouse. The position will be responsible for support of the information, records keeping and communication needs of the clearinghouse. This position was previously approved by the Commission but was rejected by Department of Finance in 1997. It is proposed that this position request be submitted again to Department of Finance with additional justification.

RENT INCREASE (\$234,000; 0 P.Y.)

It is estimated that our annual rent payments will increase by approximately \$234,000 as the result of the acquisition of additional office space. This cost is based on 13,000 square feet at an average cost of \$1.50/sq. ft. per month.

POST has occupied the current space since May 1985. Staff has grown by 34 personnel since this

time. We have converted storage, conference and quiet rooms to offices in order to accommodate past growth. Current space is 25,478 sq. ft., costing us \$434,145.12 per year.

CATEGORY TRANSFER (\$0; 0 P.Y.)

This proposal transfers \$1,600,000 from the Local Assistance Budget Item (8120-101-268) to the Training Contracts Support item (8120-011-268). This action is purely a technical category adjustment that would save staff time but not preclude staff from doing additional yearly adjustments if necessary. In FY 97-98 we project to spend approximately \$8.9 million from training contracts, letters of agreement and conference room rentals. In order to continue funding training contracts at this level we should transfer \$1.6 million to the training contracts item.

State of California

Department of JUSTICE

MEMORANDUM

To : FINANCE COMMITTEE

Date: June 25, 1998

From :  KENNETH J. O'BRIEN, Executive Director
Commission on Peace Officer Standards and Training

Subject: Responses to Internal Control Audit

The audit findings, in an overall sense, were very favorable. It included complimentary remarks about POST having "implemented an overall strong system of controls in the following areas: a) timely and accurate submission of annual financial reports; b) timely and accurate preparation of required monthly reconciliations of transactions and account balances; c) timely and accurate processing and accountability of cash disbursement transactions; and d) timely and accurate processing of contracts, purchasing and payroll transactions."

As noted in the Agenda, this report details our responses to areas of a technical nature which were identified as requiring attention. As indicated, these deficiencies have been corrected.

Finding 1 - Separation of Accounting Duties Could Be Improved

The problem noted with the Staff Service Manger I having access to blank check stock has been resolved by removing the key to the safe containing the blank check stock from the keys and combinations in his locked box. Though he is the Key Custodian, this particular key has been placed in a locked box in the Personnel Specialists's office. She does not have authority to sign checks.

Regarding the Accounting Officer receiving remittance and also reconciling bank accounts, this latter function has been reassigned to the Senior Accounting Officer. However, as this will be a new duty for her, it is uncertain whether this will create an additional separation of duties problem. We will consider all of this, and if necessary, request an exemption to the separation of duties requirements.

Finding 2 - Cash Safekeeping Controls Could Be Strengthened

The safe in question has since had its combination changed, a list authorizing safe access has been created and filed, and personnel have been instructed how to properly open the safe.

Finding 3 - Bank Deposits Are Not Timely

Though the finding showed that we were 3-6 days late in making three (3) deposits, staff have been instructed to ensure all deposits are made within five (5) working days as required.

Finding 4 -CALSTARS Access Reports Should Be Updated

Prior to the audit, POST was unaware of CALSTARS Report CSB017-1. Upon receiving a copy, it was obvious that some updating was necessary. The POST CALSTARS Security Manager has submitted security forms to the CALSTARS Unit to update POST's list of users authorized access to CALSTARS.

DEPARTMENT OF FINANCE

915 L STREET
SACRAMENTO, CA 95814-3706

June 1, 1998

Kenneth J. O'Brien, Executive Director
Commission on Peace Officer
Standards and Training
1601 Alhambra Boulevard
Sacramento, CA 95816-7083

Dear Mr. O'Brien:


DRAFT AUDIT REPORT: COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING - INTERNAL CONTROL AUDIT

We have completed our audit of internal accounting and administrative controls for the Commission on Peace Officer Standards and Training, as of March 31, 1998. This audit was performed under Interagency Agreement Number 97-001-10, dated July 10, 1997.

The enclosed draft report is for your review and comments. Please provide us any written comments regarding the draft report within 10 days of receipt for inclusion in the final audit report.

We appreciate the assistance and cooperation of Commission staff and management during our audit. If you have any questions, please contact Richard R. Sierra, Manager, at (916) 322-2985, Ext. 3159, or James Kong, Supervisor, at Ext. 3148.

Sincerely,


Samuel E. Hull, Chief
Office of State Audits and Evaluations
(916) 322-2985

Enclosure

cc: Frederick Williams, Bureau Chief, Administrative Services, Commission on Peace Officer Standards and Training
Thomas Liddicoat, Budget Officer, Commission on Peace Officer Standards and Training

DRAFT

AN INTERNAL CONTROL AUDIT

**Commission on Peace Officer
Standards and Training**

Prepared By:
Office of State Audits and Evaluations
California Department of Finance

DRAFT

PREFACE

The Commission on Peace Officer Standards and Training (POST) is responsible for raising the competence level of law enforcement officers in California by establishing minimum selection and training standards, improving management practices, and providing financial assistance to local agencies relating to the training of their law enforcement officers.

The POST requested the Department of Finance to perform a review of its internal controls which would meet the requirements of the Financial Integrity and State Manager's Accountability Act of 1983. Internal control consists of five interrelated components:

- *Control environment* sets the tone of an organization, influencing the control consciousness of its staff. It is the foundation for all other components on internal control, providing discipline and structure.
- *Risk Assessment* is the entity's identification and analysis of relevant risks to achievement of its objectives, forming a basis for determining how the risks should be managed.
- *Control Activities* are the policies and procedures that help ensure management directives are carried out.
- *Information and communication* are the identification, capture, and exchange of information in a form and time frame that enable people to carry out their responsibilities.
- *Monitoring* is a process that assesses the quality of internal control performance over time.

The objectives of our internal control audit are to: 1) assist the POST in strengthening its internal control; 2) determine whether the POST's current internal control provides accurate financial reporting and effective control over operations regarding receipts, expenditures, assets and liabilities; and 3) to express an opinion on the internal control taken as a whole.

DRAFT

This report is intended solely for the information and use of POST management and is not intended to be and should not be used by anyone other than the specified parties. However, this report is a matter of public record and its distribution is not limited.

STAFF:

Richard R. Sierra, CPA
Manager

James Kong, CPA
Supervisor

Art Rogers, CPA
Tracey Frost
Kerri Matsubara

DRAFT

TABLE OF CONTENTS

PREFACE.....	ii
EXECUTIVE SUMMARY.....	v
INDEPENDENT AUDITOR'S REPORT.....	1
FINDINGS AND RECOMMENDATIONS	
SEPARATION OF DUTIES.....	3
1. Separation of Accounting Duties Could Be Improved	
CASH.....	4
2. Cash Safekeeping Controls Could Be Strengthened	
3. Bank Deposits Are Not Timely	
FISCAL EDP CONTROLS.....	5
4. CALSTARS Access Reports Should Be Updated	
CONCLUSION.....	6
MANAGEMENT COMMENTS.....	7

DRAFT

EXECUTIVE SUMMARY

The Commission on Peace Officer Standards and Training (POST) requested the Department of Finance to review its current internal controls. During our review, we noted that POST management adopted all of our prior audit recommendations to strengthen its internal control. Further, we noted that the POST has implemented an overall strong system of controls in the following areas: a) timely and accurate submission of annual financial reports; b) timely and accurate preparation of required monthly reconciliations of transactions and account balances; c) timely and accurate processing and accountability of cash disbursement transactions; and d) timely and accurate processing of contracts, purchasing, and payroll transactions.

However, we also identified the following control weaknesses which warrant management's attention.

Separation of Duties: Accounting duties could be further segregated to reduce the risk of loss of state assets. Two POST employees are currently performing incompatible functions.

Cash: The POST's internal controls over the safekeeping of cash could be strengthened to reduce the risk of undetected errors and irregularities. Access to cash assets contained in safes is neither adequately restricted nor documented. Additionally, collections are not deposited within required time limits.

EDP Controls: The POST's internal controls over fiscal EDP activities should be strengthened to adequately safeguard its information assets from unauthorized access or use. We identified weaknesses regarding the maintenance of current CALSTARS security access files for persons authorized to approve, process, and receive information.

The issues identified in this report will allow POST management to focus its attention on strengthening internal control and improve operations. If the noted internal control weaknesses are not corrected, the POST may not be able to effectively safeguard its assets and resources, ensure compliance with management's requirements and directives, or prepare reliable financial statements.

DEPARTMENT OF FINANCE

915 L STREET
SACRAMENTO, CA 95814-3706**DRAFT****INDEPENDENT AUDITOR'S REPORT**

Kenneth J. O'Brien, Executive Director
Commission on Peace Officer
Standards and Training
1601 Alhambra Boulevard
Sacramento, CA 95816-7083

We completed a study and evaluation of the Commission on Peace Officer Standards and Training's (POST) internal control as of March 31, 1998. Our study and evaluation was conducted in accordance with Government Auditing Standards, issued by the Comptroller General of the United States.

POST management is responsible for establishing and maintaining adequate internal control. This responsibility, in accordance with the Government Code, Section 13400 et seq., includes documenting internal control, communicating requirements to employees and assuring that the internal control is functioning as prescribed. In fulfilling this responsibility, estimates and judgments by management are required to assess the expected benefits and related costs of control procedures. The objectives of internal control are to provide reasonable, but not absolute, assurance that:

- Assets are safeguarded against loss from unauthorized use or disposition.
- Transactions are executed in accordance with management's authorization and recorded properly to permit the preparation of financial reports in accordance with the State Administrative Manual, which is a legal basis of accounting.

Because of inherent limitations in any internal control process, errors or irregularities may occur and not be detected. Also, projection of any evaluation of internal control to future periods is subject to the risk that procedures may become inadequate because of changes in conditions, or that the degree of compliance with the procedures may deteriorate.

Our study and evaluation revealed immaterial weaknesses in the design or operation of POST's internal control as of March 31, 1998, which are described in the Findings and Recommendations section of this report.

DRAFT

In our opinion, the POST's internal control as of March 31, 1998, taken as a whole, was sufficient to meet the objectives stated above insofar as those objectives pertain to the prevention or detection of errors or irregularities in amounts that would be material in relation to the financial statements.

This report is intended solely for the information and use of POST management, and is not intended to be and should not be used by anyone other than the specified parties. However, this report is a matter of public record and its distribution is not limited.

Samuel E. Hull, CPA
Chief, Office of State Audits and Evaluations

March 31, 1998

DRAFT

FINDINGS AND RECOMMENDATIONS

During our audit of the Commission on Peace Officer Standards and Training's (POST) internal control, we noted certain matters involving the POST's internal control and its operations that we consider to be reportable conditions. Reportable conditions involve matters coming to our attention concerning deficiencies in the design or operation of the internal control that, in our judgment, could adversely affect the organization's ability to record, process, summarize and report financial data.

SEPARATION OF DUTIES

Full separation of duties in small organizations may not always be practical, and some element of risk may result. Although the POST has considered separation of duties when making staff assignments, there are still some duties which could be separated further to minimize risk, as noted below.

Finding 1 Separation of Accounting Duties Could Be Improved

Condition: The following employees are performing incompatible accounting duties, which may lead to undetected errors and irregularities:

- The Staff Services Manager I signs checks and also has access to the blank check stock.
- The Accounting Officer receives cash, reconciles the bank account, reconciles CALSTARS transactions, and records receipts and disbursements in the accounting records.

Criteria: The State Administrative Manual (SAM), Sections 8080 and 8080.1, states that check signers will not have access to blank checks, and that persons receiving remittances will not reconcile bank accounts.

Recommendation: The POST should reassign incompatible duties to provide the required separation. Non-accounting employees may be used, when necessary, to minimize incompatible duties.

DRAFT

CASH

Cash is the asset most vulnerable to misappropriation. As such, the POST must ensure that its controls over cash are adequate to prevent and timely detect errors or irregularities. We identified the following weaknesses in cash controls which increase the POST's risk of asset loss.

Finding 2 Cash Safekeeping Controls Could Be Strengthened

Condition: The accounting office maintains its cash assets (undeposited collections, blank check stock, and imprest fund) within *combination* and *key-accessed* safes. We noted the following weaknesses in controls over the use of these two safes:

- *Combination* safe access is not limited only to authorized staff. We observed non-authorized staff opening the safe.
- *Key* safe access, including personnel changes, is not documented.

Criteria: SAM Section 8024 specifies that the safe combination will be known to as few persons as possible consistent with operating requirements and the value of the cash or documents safeguarded. Also, a record will be kept showing the date the combination (key) was last changed and the names of persons knowing the present combination (or with key access).

Recommendation: The POST should restrict and document safe access.

Finding 3 Bank Deposits Are Not Timely

Condition: Collections are not deposited within the time limits specified in the State Administrative Manual, as noted below:

<u>Deposit Date</u>	<u>Receipt Dates</u>	<u>Deposit Amount</u>	<u>Working Days Late</u>
12/24/97	12/11-12/23/97	\$27,604	3
1/13/98	12/29/97-1/7/98	\$12,575	5
1/30/98	1/15/98-1/30/98	\$61,003	6

Failure to timely deposit collections increases safeguard risks, and results in lost interest income to the state.

Criteria: SAM Section 8030.1 specifies that agencies with safes, vaults, or money chests adequate to safeguard cash will accumulate collections until they

amount to \$500 in cash or \$5,000 in cash, checks, money orders, and warrants, whichever occurs first; except that accumulated collections totaling \$50 or more will not remain undeposited for more than five working days, and no collection will remain undeposited for more than fifteen working days. The amounts noted above indicate that each of these deposits should have been made within five working days.

Recommendation: The POST should deposit collections within five working days.

FISCAL EDP CONTROLS

Data security, systems documentation, and access controls are critical to the effective operation of the POST's EDP/CALSTARS network. We identified a control weakness relating to documentation of persons authorized to approve, process, and receive information generated through CALSTARS, as described below.

Finding 4 CALSTARS Access Reports Should Be Updated

Condition: The POST does not maintain updated security access files to reflect current CALSTARS users authorized to approve, process, and receive information. Specifically, the CALSTARS Security File by Agency Report (CSB017-1) and the CALSTARS Security Forms (CALSTARS 95) do not include all current authorized users. As a result, the POST's information assets may be exposed to risk of loss from unauthorized access.

Criteria: SAM Section 4841.2 specifies that each agency must provide for the integrity and security of its automated files and data bases by ensuring that responsibility for each automated file or data base is defined with respect to: the designated owner of the information within the agency, custodians of the information, and users of the information.

Recommendation: The POST should ensure that CALSTARS security reports reflect all current users authorized to access information.

DRAFT

CONCLUSION

Our study and evaluation of the Commission on Peace Officer Standards and Training's (POST) internal control will allow POST management to correct identified weaknesses and improve its operations. We believe internal control would be strengthened if the POST implements our recommendations. The internal control weaknesses, if left uncorrected, increase the risk that errors or irregularities could occur and remain undetected.

The findings in this report are based on fieldwork performed between January 27, 1998 and March 31, 1998. We presented the findings to POST management at an exit conference on April 8, 1998.

COMMISSION ON P.O.S.T.
 Summary of Training Contracts
 FISCAL YEAR 1997/98
 as of June 30, 1998

Contract Number	Name of Contractor and Services Provided	Amount of Contract
97-011-01	SAN DIEGO REGIONAL TRAINING CENTER Provide workshops, faculty, facilitators management consultants, materials & training sites for command college. CLD-418.02 SHORT	\$444,972.00
97-011-02	SAN DIEGO REGIONAL TRAINING CENTER Present 3 certified labor management partnership presentations. CLD-418.02 LEWALLEN	\$43,440.00
97-011-03	CSU, NORTHRIDGE Present 2 certified management course presentations. CLD-418.02 HOOD	\$28,984.00
97-011-04	CSU, LONG BEACH UNIV. FOUNDATION Present 5 certified management course presentations. CLD-418.02 HOOD	\$80,021.00
97-011-05	CSU, HUMBOLDT Present 4 certified management course presentations. CLD-418.02 HOOD	\$66,936.00
97-011-06	SAN DIEGO REGIONAL TRAINING CENTER Present 5 certified management course presentations. CLD-418.02 HOOD	\$82,350.00
97-011-07	SAN JOSE STATE UNIV. FOUNDATION Present 4 certified management course presentations. CLD-418.02 HOOD	\$67,044.00
97-011-08	DEPARTMENT OF JUSTICE Provide certified training services to law enforcement personnel TDC-382.02 BENNETT	\$1,193,380.00
97-011-09	COOPERATIVE PERSONNEL SERVICES To administer, proctor and score the basic course waiver examination. BTB-418.02 CASSIDY	\$3,000.00
97-011-10	COOPERATIVE PERSONNEL SERVICES	\$41,489.24

To administer PC 832 examination program.
S&E-418.02 KRUEGER

97-011-11	COOPERATIVE PERSONNEL SERVICES To administer POST's entry level law enforcement reading/writing examinations. S&E-418.02 DYER	\$113,800.00
97-011-12	SAN DIEGO STATE UNIVERSITY To develop and present 12 satellite teleconference Training Programs. TPS-382.02 BRAY	\$935,000.00
97-011-13	CSU, LONG BEACH UNIV. FOUNDATION Provide facilitators, training sites, paperback books, materials, equipment and clerical services for SLI workshops. CLD-418.02 HOOD	\$540,840.00
97-011-14	SAN DIEGO STATE UNIVERSITY Provide services required to assemble and transmit via satellite 12 videotape training programs. TPS-418.02 CROOK	\$68,000.00
97-011-15	ALAMEDA COUNTY SHERIFF'S DEPT. To present certified 80-hour basic motor- cycle and driver training presentations. TDC-418.02 SORG	\$91,420.00
97-011-16	SAN DIEGO REGIONAL TRAINING CENTER Present "building high performance inclusive organization" cultural awareness training courses to law enforcement personnel. TPS-418.02 SPISAK	\$163,941.00
97-011-17	ALAMEDA CO. DISTRICT ATTORNEY DEPT. To produce 24 videotaped training segments on case decision and legal update TPS-418.02 CROOK	\$26,000.00
97-011-18	GOLDEN WEST COLLEGE Produce 2 training segments on case decision and legal updates. TPS-418.02 CROOK	\$32,000.00
97-011-19	SAN JOSE STATE UNIV. FOUNDATION To provide 4 presentations of Robert Presley ICI Core Course to Law Enforcement. TD&C-418.02 ZACHARY	\$114,740.00
97-011-20	LOS ANGELES POLICE DEPT. To conduct 4 ICI core course presentations to Cal. law enforcement personnel. TPS-418.02 HOMME	\$64,440.00

97-011-21	MICHAEL ELLINGTON To conduct an 8-hour seminar to law enforcement personnel. TDC-418.02 HOMME	\$999.00
97-011-22	CITY OF LOS ANGELES To provide training and establish responsi- bilities for driver simulator project. TD&C-418.02 DELAGARZA	\$360,000.00
97-011-23	SAN FRANCISCO POLICE DEPT. Present 3 Robert Presley ICI Core Course to Cal. law enforcement agencies. TPS-418.02 ZACHARY	\$48,225.00
97-011-24	SAN DIEGO REGIONAL TRAINING CENTER Provide master instructor development program workshops, facilitator services, materials etc. TPS-418.02 MADEIRA	\$226,947.00
97-011-25	LOS ANGELES COUNTY SHERIFF'S DEPT. To provide a script & videotape to enhance the image of Cal. law enforcement. CLD-418.02 LEWALLEN	\$20,000.00
97-011-26	RIO HONDO REGIONAL TRAINING CENTER To serve as a PC 832 requalification testing center. BTB-418.02 CASSIDY	\$2,000.00
97-011-27	COLLEGE OF THE REDWOODS To serve as a PC 832 requalification testing center. BTB-418.02 CASSIDY	\$2,000.00
97-011-28	STATE CENTER REGIONAL TRNG. CENTER To serve as a PC 832 requalification testing center. BTB-418.02 CASSIDY	\$2,000.00
97-011-29	OHLONE COMMUNITY COLLEGE To serve as a requalification testing center. BTB-418.02 CASSIDY	\$2,000.00
97-011-30	SAN BERNARDINO CO. SHERIFF'S DEPT. To serve as a PC 832 requalification testing center. BTB-418.02 CASSIDY	\$2,000.00
97-011-31	MARTINEZ ADULT SCHOOL To serve as a POST P.C. 832 Requalification Testing Center. BTB-418.02 CASSIDY	\$2,000.00

97-011-33	KAREL SWANSON To develop a guideline for the set-up and operation of driver training simulator prgms. TD&C-418.02 SORG	\$3,968.00
97-011-34	FRESNO POLICE DEPT. To present 80-hour certified basic motorcycle training presentations. TDC-418.02 DELAGARZA	\$63,660.00
97-011-35	OAKLAND POLICE DEPARTMENT Present 5 certified basic course driver training presentations. TDC-418.02 SORG	\$45,600.00
97-011-36	STA. BARBARA CO. SHERIFF'S DEPT. Staff time for one sergeant in the management fellowship program. TPS-418.02 BRAY	\$90,000.00
97-011-37	ORANGE COUNTY SHERIFF'S DEPT. To present certified 80-hour basic narcotics course presentations. TDC-418.02 SORG	\$68,375.00
97-011-38	LOS ANGELES COUNTY SHERIFF'S DEPT. To provide training and establish responsibilities for driver simulator project. TPS-418.02 ARONSON	\$33,000.00
97-011-39	CALIFORNIA PEACE OFFICERS ASSN. To produce 1 photo-ready master and 5 working copies of the 1998 legislative update workbook. BTB-418.02 BUNA	\$9,999.00
97-011-40	COOPERATIVE PERSONNEL SERVICES To administer the public safety dispatcher basic equivalency waiver examination. S&E-418.02 WEINER	\$3,287.80
97-011-41	CONTRA COSTA CO. MUNICIPALITY To implement a driving simulator program to improve judgment and decision making skills of officers during pursuit. TDC-418.02 SORG	\$500,000.00
97-011-42	CALIFORNIA HIGHWAY PATROL To present certified 82-hour basic course Motorcycle Training Presentations. TDC-418.02 FARNSWORTH	\$96,525.00
97-011-43	GORDON J. GRAHAM To conduct an 8-hour seminar to law enforcement training managers. TDC-418.02 HOMME	\$999.00

97-011-44	CITY OF SACRAMENTO Staff time for one sergeant in the management fellowship program. BTB-418.02 WHITMAN	\$49,107.31
97-011-45	SAN DIEGO REGIONAL TRAINING CENTER To conduct 5 Robert Presley ICI core course to law enforcement personnel. TPS-418.02 ZACHARY	\$152,835.00
97-011-47	MICHAEL ELLINGTON To conduct an 8-hour seminar on public speaking to the media. TDC-418.02 HOMME	\$999.00
97-011-49	SAN DIEGO REGIONAL TRAINING CENTER To conduct 4 Robert Presley ICI instructors' workshop and 5 instructors evaluation meetings. TPS-418.02 ZACHARY	\$83,338.00
97-011-52	COLLEGE OF THE REDWOODS To present certified basic course driver training presentations. TDC-418.02 RHODES	\$3,230.00
97-011-53	SACRAMENTO PUBLIC SAFETY CENTER To conduct 5 presentations of Robert Presley Institute of Criminal Investigation Core Course. TPS-418.02 ZACHARY	\$156,075.00
97-011-54	SACRAMENTO PUBLIC SAFETY CENTER To conduct 3 ICI homicide investi- gation course to Cal. law enforcement. TPS-418.02 ZACHARY	\$56,050.00
97-011-55	ITD-SAN DIEGO REG. TRNG. CENTER Support for instructor development training program and related course designs. TPS-418.02 MADEIRA	\$9,995.00
97-011-56	SHASTA EMERGENCY SERVICES To provide training services on the "The rescue of persons trapped in confined areas". TPS-418.02 HOMME	\$500.00
97-011-57	ROBERT ZIGLAR To provide 31 hours of consultation services on the basic course scenario test update. BTB-418.02 BUNA	\$999.00
97-011-58	JERROLD KEMP	\$999.00

	Provide 31 hours of instruction and consultation in the development of instructor training workshop. BTB-418.02 BUNA	
97-011-60	LOS MEDANOS COLLEGE To present certified basic course driver training presentations. TDC-418.02 SORG	\$67,830.00
97-011-61	JOHN MORLEY To conduct a half-day seminar for the video producers committee. TPS-418.02 CROOK	\$750.00
97-011-62	MANNING, MARDER & WOLFE To provide instruction at the physical training instructors course. S&E-418.02 KRUEGER	\$400.00
97-011-63	LOS ANGELES POLICE DEPT. To provide the services of Sgt. Greg Dossey for physical training instructors course. S&E-418.02 KRUEGER	\$999.00
97-011-64	GORDON J. GRAHAM To conduct an 8-hour seminar to law enforcement training managers. TDC-418.02 HOMME	\$999.00
97-011-65	CITY OF SACRAMENTO To present certified basic course driver training presentations. TDC-418.02 BENNETT	\$24,225.00
97-011-66	SOUTH BAY REGIONAL PUBLIC SAFETY Basic Course Driver Training presentations. TDC-418.02 SPURLOCK	\$136,800.00
97-011-67	REDDING POLICE DEPARTMENT To develop a driver training simulator program. TPS-418.02 ARONSON	\$286,000.00
97-011-68	ALLAN HANCOCK COLLEGE To present certified basic course driver training presentations. TDC-418.02 SYLSTRA	\$3,876.00
97-011-69	SAN DIEGO POLICE DEPARTMENT To present 14 certified basic course driver training presentations. TDC-418.02 REED	\$113,050.00
97-011-70	VENTURA COUNTY SHERIFF'S DEPT. To present certified basic course driver	\$54,720.00

training presentations.
TDC-418.02 SYLSTRA

97-011-71	SISKIYOU COUNTY SHERIFF'S DEPT. To implement a driving simulator program. LTRC-418.02	\$286,000.00
97-011-72	COOPERATIVE PERSONNEL SERVICES To administer basic course proficiency examination. S&E-418.02	\$65,893.10
97-011-73	COOPERATIVE PERSONNEL SERVICES To administer the entry-level dispatcher selection test battery exam. S&E-418.02	\$116,354.30
97-011-74	LOS ANGELES COUNTY SHERIFF'S DEPT. To provide staff time of one Lieutenant to serve as POST special consultant. BTB-418.02 WHITMAN	\$120,000.00
97-011-76	JAMES TUIITE To develop, coordinate & facilitate up to fifty interactive multimedia training system workshops. TPS-418.02 BRECK	\$20,000.00
97-011-77	BOWERS AND ASSOCIATES To facilitate up to 50 interactive multimedia training system workshops. TPS-418.02 BRECK	\$9,999.00
97-011-78	BRUCE RAYL To facilitate up to 50 interactive multimedia training system workshop. TPS-418.02 BRECK	\$5,000.00
97-011-79	COOPERATIVE PERSONNEL SERVICES To provide services with the administration of 5 transition program tests and retests. S&E-418.02 KRUEGER	\$7,453.90
97-011-80	BILL HOLSHERNIKOFF Seminar on the Power of Lighting on a limited budget. TPS-418.02 CROOK	\$750.00
97-011-81	JAY ANKENY Seminar on Focus on editing and editing systems. TPS-418.02 CROOK	\$460.00
97-011-82	IMO PRODUCTIONS Seminar on designing and packaging the	\$400.00

	law enforcement training video. TPS-418.02 CROOK	
97-011-83	JIM UNAARI To conduct a 1-day seminar on "photoshop". TPS-418.02 CROOK	\$700.00
97-011-84	SACRAMENTO POLICE DEPARTMENT To develop a driver training simulator program. TD&C-418.02 BENNETT	\$286,000.00
97-011-85	STANISLAUS COUNTY To acquire and install driving simulators. TDC-418.02 MADEIRA	\$286,000.00
97-011-86	MARK RAFFAELLI To conduct a half-day seminar on "Leadership Effectiveness". TDC-418.02 SPURLOCK	\$250.00
97-011-87	DESIGNS IN MODERN LEARNING, INC. To conduct a half-day seminar on "Background Investigation Update". TDC-418.02 SPURLOCK	\$250.00
97-011-88	YVONNE ALEXANDER To conduct a half-day seminar on "Principles of Business Writing". TDC-418.02 SPURLOCK	\$250.00
97-011-89	ARMAND MULDER To conduct a half-day seminar on "Moving On". TDC-418.02 SPURLOCK	\$250.00
97-011-90	GRAHAM RESEARCH CONSULTANTS To conduct an 8-hour seminar on "ethical and legal issues impacting police training". TDC-418.02 SORG	\$999.00
97-011-91	SAN DIEGO REGIONAL TRAINING CENTER To provide for the development and updating of the EVOC driver training curriculum. TPS-418.02 MOURA	\$9,982.00
97-011-92	MERVIN FEINSTEIN To conduct a half-day seminar on civil liability & risk management in the training environment. TDC-418.02 SORG	\$499.00
97-011-93	MICHAEL ELLINGTON To conduct a 4-hour seminar on time management & multi task efficiency.	\$499.00

TDC-418.02 SORG

97-011-94	JOSEPH SMITH To conduct training on legal update information covering evidence collection, report writing and search and seizure. TDC-418.02 HOMME	\$499.00
97-011-95	DESIGNS IN MODERN LEARNING To conduct a two-hour seminar on legal update on hiring and backgrounds. TDC-418.02 POWERS	\$250.00
97-011-96	BLUE FEATHER MANAGEMENT To conduct a two-hour seminar on personal responsibilities and professional leadership. TDC-418.02 POWERS	\$999.00
97-011-97	MICHAEL ELLINGTON To conduct a half-day seminar on resolving conflicts. TDC-418.02 HOMME	\$499.00
97-011-99	CALIFORNIA HIGHWAY PATROL To provide staff time of one lieutenant. S&E-418.02 DEAL	\$130,000.00
97-011-100	SAN DIEGO STATE UNIVERSITY To copy and distribute the victims of violence video tape. TPS-418.02 BRAY	\$200,000.00
97-011-101	CSUS-FOUNDATION To provide student assistants, graduate assistants or research assistants. S&E-418.02 WEINER	\$9,999.00
97-011-102	MODESTO JR. COLLEGE Provide for satellite antenna system. TPS-418.02 CROOK	\$2,075.00
97-011-103	PALOMAR COMMUNITY COLLEGE Provide for satellite antenna system. TPS-418.02 CROOK	\$2,075.00
97-011-104	ALLEN HANCOCK COLLEGE Provide for satellite antenna system. TPS-418.02 CROOK	\$2,075.00
97-011-105	BUTTE COLLEGE Provide for satellite antenna system. TPS-418.02 CROOK	\$2,075.00
97-011-106	LOS MEDANOS Provide for satellite antenna system. TPS-418.02 CROOK	\$2,075.00

97-011-107	SAN BERNARDINO VALLEY Provide for satellite antenna system. TPS-418.02 CROOK	\$2,075.00
97-011-108	NAPA VALLEY Provide for satellite antenna system. TPS-418.02 CROOK	\$2,075.00
97-011-109	SOUTH BAY REGIONAL PUBLIC TRAINING Provide for satellite antenna system. TPS-418.02 CROOK	\$2,075.00
97-012-01	MUSEUM OF TOLERANCE To present law enforcement tools for <i>tolerance training to California law enforce-</i> <i>ment personnel.</i> TPS-418.03 CHANEY	\$1,556,000.00
Grand Total		\$10,121,993.65

MEMORANDUM

To: POST Commissioners

Date: July 15, 1998

From: MIKE CARRE
Chairman, Finance Committee
Commission on Peace Officer Standards and Training

Subject: **ACTIONS TAKEN AT THE FINANCE COMMITTEE MEETING - JULY 15, 1998**

The Committee met yesterday, July 15, at the Doubletree Hotel - Costa Mesa. In attendance were Commissioners Anderson, Brobeck, TerBorch and myself.

In addition to items already addressed on the agenda, the Committee discussed the following:

- A. The Committee reviewed the year end report of training volume and reimbursement expenses. That report has been provided to all Commissioners. Staff reported that FY 97/98 ended with a \$12.64 million reserve. This sum is largely attributable to the residual affects of: (a) bringing POST in line with State of California accrual budgeting which requires spending off the last two months of a 14-month revenue accrual and; (b) a one-time FY 96/97 budget augmentation. It should also be noted that revenue received for FY 97/98 exceeded expectations by \$2.718 million.

Reserves are projected to be significantly reduced in the next two years as current expenditures exceed baseline revenue.

- B. POST's FY 98/99 budget has been approved by committees of both the Assembly and Senate. It includes the additional \$12 million revenue.
- C. Staff reported on the limited experience to date with back-fill reimbursement. As of the close of the Fiscal Year, nine agencies, on behalf of 15 trainees, have claimed \$6,773.01 reimbursements for back-fill incurred expenses.

The Committee recommends the Commission increase percent of back-fill salary from 80% to 100% effective July 1, 1998. Staff will monitor this and report to the Committee at its January 1999 meeting.

- D. Staff reported on expenditure projections and available resources to support training reimbursements for FY 98/99. The Committee recommends the Commission increase the trainee per diem allowance from \$110 to \$119 per 24 hour period, effective July 1, 1998. The estimated annualized cost of the increase is \$705,380.

The Committee also recommends that staff be directed to report to the finance Committee at the November meeting concerning potential increases in POST tuition guidelines.

A request was made by staff for Commission approval to submit 99/00 Budget Change Proposals (BCPs) to the Department of Finance to provide for an anticipated facilities rent increase in FY 99/00, and authorization to seek five additional staff positions in the FY 99/00 budget. The Committee recommends the Commission authorize submittal of BCPs to provide needed resources to fund the following positions, programs and, facilities cost:

1. It is estimated that our annual rent payments will increase by approximately \$234,000 as the result of the acquisition of additional office space. This cost is based on 13,000 square feet at an average cost of \$1.50/sq. ft. per month. ✓
2. One additional Law Enforcement Consultant (LEC II) for the Basic Training Bureau to manage the integration and maintenance of the mandatory field training program and also manage the reserve training program, \$100,000. ✓
3. One Accounting Technician to help in the Reimbursement Unit of the Administrative Services Bureau, \$45,000. ✓
4. One Staff Services Analyst for the Training Delivery and Compliance Bureau to accommodate workload increases, \$60,000.
5. One Staff Services Analyst to serve as Webmaster. This position will have general responsibility for building and maintaining the POST Home Page as an effective service to law enforcement, \$61,000. ✓
6. One Office Technician position to provide clearinghouse assistance by performing general clerical and records keeping duties, \$45,000.
7. The technical category transfers of \$1,600,000 from the Local Assistance Budget Item to the Training Contracts Support Item. This action is purely a technical category adjustment that would save staff time, but it would not preclude staff from doing additional yearly adjustments if necessary. ✓

At its July 17, 1997 meeting, the Commission approved a contract with Department of Finance to conduct an audit of POST's accounting, procurement, and financial processes and controls. While the overall finding of the audit was very favorable, there were some areas of a technical nature which required attention. These deficiencies have been corrected.

As required by Commission policy, the Committee received a report on all contracts entered into during the past fiscal year.

ADJOURNMENT - 3:30 p.m

COMMISSION ON POST
FISCAL YEAR 1998-99
(AS OF 7-1-98)

EXPENDITURE SUMMARY		CONTRACT SUMMARY	
RESOURCES		APPROVED TRAINING CONTRACTS *	
Revenue Projection	32,294,000	Management Course	356,915
Budget Act Revenue (Sec 24.10)	14,000,000	Executive Training	483,672
Prior Year Savings and other adj	12,642,756	Supervisory Ldrship Inst	727,904
		DOJ Training Center	1,200,000
		Satellite Video Tng	108,500
		Case Law Updates	74,000
		Telecourse Programs	590,000
		Basic Course Prof Exam	60,000
		Basic Narcotic, Motorcycle, and DT	1,716,819
		Master Instructor Program	248,502
		ICI Core Course (SFPD)	105,455
		PC 832 Exam	43,564
		Special Consultants: BTB, TPS (2)	390,000
		Labor/Management Partnership Course	57,608
		Entry level reading/writing	134,490
		Entry Level Dispatcher Selection Test Battery	154,382
		Cultural Diversity Tng (SDRTC)	169,582
		POST Transition Pilot Program	41,119
		Joint Venture - Multimedia Program	100,000
		Miscellaneous Contracts (Annual Estimate)	125,000
		Total	6,867,512
EXPENDITURES:		CONTRACTS ON JULY AGENDA	
ADMINISTRATION	\$10,394,000	Videos on Emergency Vehicle Opns (E)	90,000
TRAINING CONTRACTS/LA	\$9,242,992	Hazardous Materials Awareness CD-ROM (G)	60,000
Contracts Approved (See list)	6,867,512	Convert 1st Aid/CPR to CD-ROM	45,000
Contracts on July Agenda (See list)	915,480	Multimedia Training Mgmt System	75,000
Letters of Agreement	1,300,000	ICI Domestic Violence -VAWA (K)	(123,048)
Conf Room Rental	160,000	ICI Core & Homicide Course (L)	199,003
		ICI Instructors Workshops (L)	119,004
TRAINING REIMBURSEMENT	\$25,253,071	ICI Core Course - SDRTC (L)	142,462
Trainees: 52,000		ICI - CSUS, SJ (L)	143,181
Subsistence	8,973,410	ICI - LAPD (L)	89,868
Commuter meals	1,436,356	Electronic Data Interchange FSR (M)	75,000
Travel	2,761,149	Total	915,480
Tuition	3,567,822		
Backfill	6,000,000		
Other Reimbursements			
Encryption	264,334		
Multimedia Computer Purchases	2,250,000		
MUSEUM OF TOLERANCE	\$2,000,000		
Contract	1,556,000		
Reimbursements	444,000		
EXPENDITURES, TOTAL	\$46,890,063		
RESERVES	\$12,046,693		
Spendable-A	\$661,937		
Unavailable-B	\$11,184,756		

* - Excludes SB 350 programs

A-This is the amount of the reserves that can be spent, bringing the total expenditures to the budgeted amount of \$47,752,000
 B-Expenditure of any of this reserve would exceed the authorized level of expenditure per the Governor's Budget

COMMISSION ON POST
FISCAL YEAR 1997-98
(AS OF 6-30-98)

EXPENDITURE SUMMARY		CONTRACT SUMMARY	
RESOURCES		\$51,021,965	APPROVED TRAINING CONTRACTS *
Revenue	38,410,965		Management Course
Prior Year Savings and other adj	14,611,000		Executive Training
			Supervisory Ldrshp Inst
			DOJ Training Center
			Satellite Video Trng
			Case Law Updates
			Telecourse Programs
			Basic Course Prof Exam
			Basic Narcotic, Motorcycle, and DT
			Master Instructor Program
			ICI Core Courses
			PC 832 Exam
			ICI Instructor Update
			Labor/Management Partnership Course
			Entry level reading/writing
			Bldg High Perf, Incl Org Div Cra
			Driver Training Simulators (6 sites)
			Student Work Books (2nd Year)
			Driver Training Scenarios
			ICI Core Homicide Course
			Victims of Violence Video Tape
			Special Consultant - BTB
			Special Consultant - Res Trng Prog
			Special Consultant (Dvr Trng Sim)
			IVD Training Coordinator
			Law Enforcement Enhancement
			Entry Level Dispatcher Test
			Miscellaneous Contracts (Actual)
			Total
			<u>\$8,693,655</u>
			* - Excludes SB 350 programs
EXPENDITURES:			
ADMINISTRATION		\$10,188,000	
TRAINING CONTRACTS/LA		\$10,153,855	
Contracts (See list)	8,693,655		
Letters of Agreement	1,300,000		
Conf Room Rental	160,000		
TRAINING REIMBURSEMENT		\$15,745,461	
Trainees: 51,880			
Subsistence	8,621,307		
Commuter meals	1,007,393		
Travel	2,720,188		
Tuition	3,389,790		
Backfill (3 mos)	6,773		
MUSEUM OF TOLERANCE		\$2,000,000	
Contract	1,556,000		
Reimbursements	444,000		
CONT OF FY 96-7 EXPEND AUTHORIZATIONS		\$292,093	
1. Satellite Antennas/IVD (\$1,006,700 approved)			
2. Replacement IVD Systems			
3. Encryption (\$580,000 approved)			
EXPENDITURES, TOTAL		\$38,379,209	
RESERVES		\$12,642,756	

COMMISSION ON POST
FISCAL YEAR 1998-99
(AS OF 7-1-98)

EXPENDITURE SUMMARY			CONTRACT SUMMARY	
RESOURCES			APPROVED TRAINING CONTRACTS *	
Revenue Projection	32,294,000	\$58,936,756	Management Course	358,915
Budget Act Revenue (Sec 24.10)	14,000,000		Executive Training	463,872
Prior Year Savings and other adj	12,642,758		Supervisory Ldrship Inst	727,904
			DOJ Training Center	1,200,000
EXPENDITURES:			Satellite Video Tng	108,500
ADMINISTRATION			Case Law Updates	74,000
		\$10,394,000	Telecourse Programs	590,000
TRAINING CONTRACTS/LA			Basic Course Prof Exam	60,000
Contracts Approved (See list)	6,867,512	\$9,242,992	Basic Narcotic, Motorcycle, and DT	1,716,819
Contracts on July Agenda (See list)	915,480		Master Instructor Program	248,502
Letters of Agreement	1,300,000		ICI Core Course (SFPD)	105,455
Conf Room Rental	160,000		PC 832 Exam	43,564
TRAINING REIMBURSEMENT			Special Consultants: BTB, TPS (2)	390,000
		\$25,253,071	Labor/Management Partnership Course	57,608
Trainees: 52,000			Entry level reading/writing	134,490
Subsistence	8,973,410		Entry Level Dispatcher Selection Test Battery	154,382
Commuter meals	1,438,356		Cultural Diversity Tng (SDRTC)	169,582
Travel	2,761,149		POST Transition Pilot Program	41,119
Tuition	3,567,822		Joint Venture - Multimedia Program	100,000
Backfill	6,000,000			
Other Reimbursements			Miscellaneous Contracts (Annual Estimate)	125,000
Encryption	264,334		Total	6,867,512
Multimedia Computer Purchases	2,250,000			
MUSEUM OF TOLERANCE			CONTRACTS ON JULY AGENDA	
		\$2,000,000	Videos on Emergency Vehicle Opns (E)	90,000
Contract	1,556,000		Hazardous Materials Awareness CD-ROM (G)	60,000
Reimbursements	444,000		Convert 1st Aid/CPR to CD-ROM	45,000
EXPENDITURES, TOTAL			Multimedia Training Mgmt System	75,000
		\$46,890,063	ICI Domestic Violence -VAWA (K)	(123,048)
RESERVES			ICI Core & Homicide Course (L)	199,003
		\$12,046,693	ICI Instructors Workshops (L)	119,004
Spendable-A	\$861,937		ICI Core Course - SDRTC (L)	142,462
Unavailable-B	\$11,184,756		ICI - CSUS, SJ (L)	143,191
			ICI - LAPD (L)	89,868
			Electronic Data Interchange FSR (M)	75,000
			Total	915,480
			* - Excludes SB 350 programs	

A-This is the amount of the reserves that can be spent, bringing the total expenditures to the budgeted amount of \$47,752,000
 B-Expenditure of any of this reserve would exceed the authorized level of expenditure per the Governor's Budget


COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

 1801 ALHAMBRA BOULEVARD
 SACRAMENTO, CALIFORNIA 95816-7083

LEGISLATIVE REVIEW COMMITTEE
THURSDAY, July 16, 1998
DOUBLETREE HOTEL
COSTA MESA ROOM
3050 Bristol Street
Costa Mesa, CA
(714) 540-7000
AGENDA
MEMBERS

Bill Kolender (C)

Mike Carre

Tom Knutson

Ron Lowenberg

Dan Lungren

Jan Scully

9:00 A.M.
Attachment
A. New Legislation

1. **SB 2124 (Kelley)** - Authorizes the City of San Diego to establish a four-year pilot program to designate all persons deputized or appointed as city attorney investigators as peace officers. **A**
Commission Position: Oppose, until feasibility study completed

B. Amendments and Modifications to Active Legislation of Interest to POST

1. **AB 1211 (Hertzberg)** - Chaptered 98-0066. Requires police chiefs and heads of local law enforcement agencies to complete the basic course and receive a POST basic certificate within 24 months of employment. **B**
Commission's Position: Support
2. **SB 1442 (Rainey)** - Amended to delete the addition of Section 13513.1 of the Penal Code that would have established a research unit, within POST, to determine the causes of peace officer deaths and assaults. **C**
Commission's Initial Position: Support
Recommended Action: Status report only

3. **AB 1496 (Papan)** - Amended to request 21 million dollars to establish three pilot training facilities to test the regional public safety training concept. Currently, the bill is in the Senate Finance Committee and will "die" from inaction. The Public Safety Regional Training Organizing Committee (which includes POST participation) proposes introducing a new bill during the 1999 legislative calendar which Assemblyman Papan has agreed to author.
Commission's Initial Position: Support
Recommended Action: Status report only **D**

4. **SB 1627 (Hughes)** - Amended language to move implementation date up from July 1, 2000 to July 1, 1999. Additionally, the specialized course of instruction for training school peace officers will apply to officers defined in Penal Code Section 830.32 only.
Commission's Initial Position: Support
Recommended Action: Status report only **E**

5. **AB 1806 (Floyd)** - Failed in the Public Safety Committee and is no longer before the Legislature. This bill would have amended Penal Code Section 830.1 (c) to add to that subsection a county of the fifth class, which is Santa Clara County.
Commission's Initial Position: Oppose
Recommended Action: Status report only **F**

6. **SB 1868 (Hughes)** - Amended to include pilot programs (Fiduciary Abuse Specialist Teams) for Los Angeles, San Francisco, and Ventura counties only. The bill would have required POST to complete a certified Fiduciary Abuse training course; however, POST has been written out of the bill entirely.
Commission's Initial Position: Neutral
Recommended Action: Change to "no position" **G**

7. **SB 2049 (Vasconcellos)** - Amended to extend update training for handling persons with developmental disabilities or mental illness from a two-year cycle to a four-year cycle and that the course be presented via a POST telecourse.
Commission's Initial Position: Oppose, unless amended
Recommended Action: Status report only **H**

8. **AB 2172 (Sweeney)** - Requires POST to include techniques for recognizing the signs of domestic violence in the basic course and in-service training; it also requires officers to provide safe passage for **I**

victims in such cases. POST recommended training currently meets the requirements of this bill as well as the intent of the bill.

Commission's Initial Position: Oppose, unless amended

Recommended Action: Change to "neutral"

9. AB 2222 (Hertzberg) - Amended to modify the Radar Operators' update training course from 16 hours to 2 hours. Additionally, the bill has been amended to reduce the training hours for basic radar operations from 40 to 24 hours. J

Commission's Initial Position: Oppose, unless amended

Recommended Action: Change to "neutral"

10. AB 2351 (Hertzberg) - Amended to delete the mandatory computer crime training requirement for line-level officers. This bill now calls for mandated computer crime training for city and county law enforcement supervisors only. K

Commission's Initial Position: Oppose, unless amended

Recommended Action: Change to "neutral"

C. Status of Active and Informational Bills of Interest to POST L

Attachment L provides a chart indicating the status of all active and informational bills of interest to POST.

BILL ANALYSIS		State of California COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING 1601 Alhambra Boulevard Sacramento, CA 95816-7083		Department of Justice	
TITLE OR SUBJECT Peace Officer Status/Pilot Project		BILL NUMBER/AUTHOR SB 2124/Kelley		DATE INTRODUCED 2-20-98	
		RELATED BILLS		DATE LAST AMENDED 4-16-98	
SPONSORED BY San Diego City Attorney		RECOMMENDED POSITION Oppose, until feasibility study completed			

GENERAL

Senate Bill 2124 would:

1. Create a 4-year pilot project to allow the City Attorney of San Diego to appoint investigators as peace officers.
2. Provide that those San Diego City Attorney Investigators in the pilot project shall have peace officer authority if the investigator qualifies "as set forth" in Penal Code Section 832.6 which pertains to categories of reserve officers.
3. Add San Diego City Attorney Investigators to Family Code Section 6240 to allow them to request and enforce emergency protective orders.

ANALYSIS

This bill seeks to reduce the liability of the City of San Diego for current city attorney criminal division investigators who are authorized to carry badges and guns but do not currently have peace officer status. The author of the bill notes that there is currently a glut of unserved misdemeanor warrants that other law enforcement entities in the City and County of San Diego are unable to serve. The author also points out that many victims of domestic violence, child abuse, child abduction, elder abuse, and stalking are unable to obtain emergency protective orders (EPO) by field officers due to time constraints. By designating peace officer status to city attorney investigators, more of these misdemeanor warrants and emergency protective orders could be served.

ANALYSIS BY	Tom Hood <i>[Signature]</i>	DATE	5-1-98	FISCAL IMPACT	None
LEGISLATIVE LIAISON	Tom Hood <i>[Signature]</i>	DATE	5-1-98	EXECUTIVE DIRECTOR	<i>[Signature]</i> Kenneth J. O'Brien
COMMISSION MEETING DATE:	July 16, 1998	COMMISSION POSITION:	Oppose, until feasibility study completed (via Commissioner Kolender)		
		DATE	6-29-98		

Penal Code Sections 13540-13542 state that any persons desiring new peace officer status after January 1, 1990, are required by statute to request the Commission on Peace Officer Standards and Training (POST) to undertake a feasibility study regarding designating that person or persons as peace officers. The law is clear that a POST feasibility study is required prior to city attorney investigators being allowed to exercise peace officer powers.

This bill seeks to add Penal Code Section 830.62 as the authority to appoint city attorney investigators as peace officers if "the person qualifies as set forth in Penal Code Section 832.6." San Diego City Attorney Investigators are not reserve officers and do not fall under the authority granted by PC 832.6. This error in the bill has been noted by the Senate Public Safety Chief Counsel Simon Haines. Possible alternatives being explored are to amend the bill to require city attorney investigators to meet the requirements of Penal Code Section 832 (after a feasibility study conducted by POST) or to place them in Penal Code Section 830.7 (for powers of arrest) and Penal Code Section 830.13 (for the power to serve warrants and obtain summary criminal information). At this time, only peace officers have the authority to request emergency protective orders. This bill proposes to extend that authority to city attorney investigators.

SUMMARY

1. This bill would bestow peace officer status on investigators for the San Diego City Attorney's Office.
2. Generally, city attorney investigators do not enjoy peace officer status and it is questionable if they need peace officer powers to conduct their duties.
3. The San Diego City Attorney's Office, by law, is required to request a feasibility study by POST to determine whether peace officer powers are necessary for their investigators. This bill does not include such a requirement nor has POST staff received a request for a feasibility study.
4. Commission policy D-6 (approved November 30, 1994) states:

The immediate position of the Commission is to oppose proposed legislation to establish new categories of peace officers without a feasibility study as required by PC 13540. Once the feasibility study has been approved by the Commission and results made available to the Legislature, the Commission's position becomes "no position."

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING1601 ALHAMBRA BOULEVARD
SACRAMENTO, CA 95816-7083(916) 227-3909
FAX (916) 227-3895
www.post.ca.gov

May 1, 1998

The Honorable David G. Kelley
California State Senate
P.O. Box 942849
Sacramento, CA 94249-0001

Dear Senator Kelley:

After an analysis of Senate Bill 2124, the Commission on Peace Officer Standards and Training is taking an oppose position until a feasibility study has been completed. Penal Code Sections 13540-13542 require persons desiring new peace officer status to request the POST Commission to undertake a feasibility study regarding the duties and responsibilities of the new position.

It is the policy of the POST Commission to oppose legislation creating new peace officer positions until a feasibility study has been completed and made available to the Legislature.

If you have any questions, please contact Senior Consultant Tom Hood, Public Information/Legislative Liaison at 227-2085.

Sincerely,

A handwritten signature in cursive script that reads "Ken O'Brien".

for KENNETH J. O'BRIEN
Executive Director

Legi-Tech

Search by Text Report

11:34 AM 6/26/1998

AB 1211
Hertzberg, Bob

PEACE OFFICERS
(Chaptered) **Current

6/18/98

BILL TEXT

CHAPTER 66

FILED WITH SECRETARY OF STATE JUNE 18, 1998

APPROVED BY GOVERNOR JUNE 17, 1998

PASSED THE ASSEMBLY JUNE 4, 1998

PASSED THE SENATE MAY 28, 1998

AMENDED IN SENATE MAY 20, 1998

AMENDED IN SENATE JULY 7, 1997

AMENDED IN ASSEMBLY MAY 20, 1997

AMENDED IN ASSEMBLY MAY 8, 1997

INTRODUCED BY Committee on Public Safety (Assembly Members Perata (Chair), Cunneen (Vice Chair), Bowler, Goldsmith, Hertzberg, House, Murray, and Washington)

FEBRUARY 28, 1997

An act to amend Sections 832.3 and 832.4 of the Penal Code, relating to peace officers.

LEGISLATIVE COUNSEL'S DIGEST

AB 1211, Committee on Public Safety. Peace officers.

Existing law requires any sheriff, undersheriff, or deputy sheriff of a county, any police officer of a city, and any police officer of a district authorized by statute to maintain a police department, who is first employed after January 1, 1975, to successfully complete a course of training prescribed by the Commission on Peace Officer Standards and Training before exercising the powers of a peace officer, except as specified. Existing law also requires any undersheriff or deputy sheriff of a county, any police officer of a city, and any police officer of a district authorized by statute to maintain a police department, who is first employed after January 1, 1974, and is responsible for the prevention and detection of crime and the general enforcement of the criminal laws of this state, to obtain the basic certificate issued by the Commission on Peace Officer Standards and Training within 18 months of his or her employment in order to continue to exercise the powers of a peace officer after the expiration of the 18-month period.

This bill additionally would require each police chief, or any other person in charge of a local law enforcement agency, appointed on or after January 1, 1999, as a condition of continued employment, to complete this course of training and obtain the basic certificate

issued by the Commission on Peace Officer Standards and Training within 2 years of appointment. By imposing new training requirements on local officials, the bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 832.3 of the Penal Code is amended to read:

832.3. (a) Except as provided in subdivisions (b) and (c), any sheriff, undersheriff, or deputy sheriff of a county, any police officer of a city, and any police officer of a district authorized by statute to maintain a police department, who is first employed after January 1, 1975, shall successfully complete a course of training prescribed by the Commission on Peace Officer Standards and Training before exercising the powers of a peace officer, except while participating as a trainee in a supervised field training program approved by the Commission on Peace Officer Standards and Training. Each police chief, or any other person in charge of a local law enforcement agency, appointed on or after January 1, 1999, as a condition of continued employment, shall complete the course of training pursuant to this subdivision within two years of appointment. The training course for a sheriff, an undersheriff, and a deputy sheriff of a county, and a police chief and a police officer of a city or any other local law enforcement agency shall be the same.

(b) For the purpose of standardizing the training required in subdivision (a), the commission shall develop a training proficiency testing program, including a standardized examination which enables (1) comparisons between presenters of the training and (2) development of a data base for subsequent training programs. Presenters approved by the commission to provide the training required in subdivision (a) shall administer the standardized examination to all graduates. Nothing in this subdivision shall make the completion of the examination a condition of successful completion of the training required in subdivision (a).

(c) Notwithstanding subdivision (c) of Section 84500 of the Education Code and any regulations adopted pursuant thereto, community colleges may give preference in enrollment to employed law enforcement trainees who shall complete training as prescribed by this section. At least 15 percent of each presentation shall consist of nonlaw enforcement trainees if they are available. Preference should only be given when the trainee could not complete the course

within the time required by statute, and only when no other training program is reasonably available. Average daily attendance for these courses shall be reported for state aid.

(d) Prior to July 1, 1987, the commission shall make a report to the Legislature on academy proficiency testing scores. This report shall include an evaluation of the correlation between academy proficiency test scores and performance as a peace officer.

(e) (1) Any deputy sheriff described in subdivision (c) of Section 830.1 shall be exempt from the training requirements specified in subdivision (a) as long as his or her assignments remain custodial related.

(2) Deputy sheriffs described in subdivision (c) of Section 830.1 shall complete the training for peace officers pursuant to subdivision (a) of Section 832, and within 120 days after the date of employment, shall complete the training required by the Board of Corrections for custodial personnel pursuant to Section 6035, and the training required for custodial personnel of local detention facilities pursuant to Division 1 (commencing with Section 100) of Title 15 of the California Code of Regulations.

(3) Deputy sheriffs described in subdivision (c) of Section 830.1 shall complete the course of training pursuant to subdivision (a) prior to being reassigned from custodial assignments to duties with responsibility for the prevention and detection of crime and the general enforcement of the criminal laws of this state.

SEC. 2. Section 832.4 of the Penal Code is amended to read:

832.4. (a) Any undersheriff or deputy sheriff of a county, any police officer of a city, and any police officer of a district authorized by statute to maintain a police department, who is first employed after January 1, 1974, and is responsible for the prevention and detection of crime and the general enforcement of the criminal laws of this state, shall obtain the basic certificate issued by the Commission on Peace Officer Standards and Training within 18 months of his or her employment in order to continue to exercise the powers of a peace officer after the expiration of the 18-month period.

(b) Every peace officer listed in subdivision (a) of Section 830.1, except a sheriff, elected constable, or elected marshal, or a deputy sheriff described in subdivision (c) of Section 830.1, who is employed after January 1, 1988, shall obtain the basic certificate issued by the Commission on Peace Officer Standards and Training upon completion of probation, but in no case later than 24 months after his or her employment, in order to continue to exercise the powers of a peace officer after the expiration of the 24-month period.

Deputy sheriffs described in subdivision (c) of Section 830.1 shall obtain the basic certificate issued by the Commission on Peace Officer Standards and Training within 24 months after being reassigned from custodial duties to general law enforcement duties.

In those cases where the probationary period established by the employing agency is 24 months, the peace officers described in this subdivision may continue to exercise the powers of a peace officer for an additional three-month period to allow for the processing of the certification application.

(c) Each police chief, or any other person in charge of a local law enforcement agency, appointed on or after January 1, 1999, as a condition of continued employment, shall obtain the basic certificate issued by the Commission on Peace Officer Standards and Training

within two years of appointment.

SEC. 3. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.

Notwithstanding Section 17580 of the Government Code, unless otherwise specified, the provisions of this act shall become operative on the same date that the act takes effect pursuant to the California Constitution.

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7083

TITLE OR SUBJECT Basic Course and Certificate Required for Police Chiefs	AUTHOR Assembly Member Hertzberg	BILL NUMBER AB 1211
	RELATED BILLS	DATE LAST AMENDED May 8, 1997

SPONSORED BY
Assembly Public Safety Committee

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

Assembly Bill 1211 would:

1. Require each police chief or director of public safety appointed on or after January 1, 1998 to complete the basic course and obtain the basic certificate within two years of appointment.

ANALYSIS

AB 1211 was introduced to overcome a perceived defect in present law by requiring police chiefs and directors of public safety, presumably from city police departments and districts authorized by statute to maintain a police department, to complete the POST basic course (664 minimum hours). Some have interpreted the present law (Penal Code Sections 832.3 and 832.4) as already applying to police officers of any rank because other ranks are also not specified.

AB 3603 added "police chief" to the definition of peace officer in Penal Code Section 830.1. Subsequently, it was recognized that police chiefs could be appointed as peace officers but not have authority to exercise peace officer powers under Penal Code Sections 832.3 and 832.4 unless they have completed the basic course and obtained the basic certificate. AB 1211 seeks to overcome this peculiar situation which exists only in a few cities in California.

The duties of police chief or director of public safety vary greatly from city to city. In smaller cities, police chiefs are more likely to need authority to exercise peace officer powers because he or she would be expected to take enforcement action. In larger cities, the duties of police chief are more managerial in nature and generally do not require peace officer authority.

The present confusion about the status of police chiefs has also manifested itself in relation to the authority to carry concealed firearms. At least one police chief without peace officer powers has had to obtain a concealed weapons permit to carry a concealed weapon.

OFFICIAL POSITION

ANALYSIS BY <i>Hal Brown</i>	DATE 5-22-97	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>Edward J. O'Brien</i>	DATE 6-26-97	COMMENT	DATE

AB 1211 is perceived to be a professional standards issue that overcomes a defect in present law. It is supported by several statewide law enforcement associations. Its impact should be nominal on most law enforcement agencies but will make out-of-state applicants for police chief vacancies less attractive to cities. Finally, AB 1211 does not apply to existing police chiefs but only those appointed on or after January 1, 1998. POST has been requested by the California State Sheriffs' Association to support the bill.

RECOMMENDATION

Neutral or support.

BILL ANALYSIS - SUPPLEMENTAL		State of California COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING 1601 Alhambra Boulevard Sacramento, CA 95816-7083		Department of Justice	
TITLE OR SUBJECT Peace Officer Training		BILL NUMBER/AUTHOR SB 1442/Rainey		DATE LAST AMENDED April 22, 1998	
COMMISSION POSITION Support		DATE POSITION TAKEN April 1998			
<p><u>Status Update</u></p> <p>This bill has been amended to delete the addition of Section 13513.1 of the Penal Code. This Penal Code section would have established a unit within POST for the purposes of conducting research on the causes related to the deaths of, and assaults on, California peace officers in the performance of their duties. It appears that key members of the Senate did not see a need for this unit to be incorporated into the Penal Code.</p> <p>The work currently being done in this area by POST staff will not be negatively impacted by this action.</p>					
RECOMMENDED ACTION: Status Report Only - No Action Recommended					
ANALYSIS BY Tom Hood <i>[Signature]</i>		DATE 6-3-98		EXECUTIVE DIRECTOR <i>[Signature]</i> DATE 6-29-98	

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7083

TITLE OR SUBJECT Peace Officer Training	AUTHOR Rainey	BILL NUMBER SB 1442
	RELATED BILLS	DATE LAST AMENDED 1-28-98

SPONSORED BY
California State Sheriffs' Association

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

Senate Bill 1442 would:

1. Amend Section 13511.5 of the Penal Code to require every person attending the firearms portion of the basic course of training as prescribed by subdivision (a) of Section 832 and subdivision (a) of Section 832.3 of the Penal Code who is not sponsored by a local or other law enforcement agency, or is not a peace officer employed by a state or local agency, department, or district, shall be required to submit written certification from the Department of Justice verifying that he/she has no criminal history background which would preclude them from owning, possessing, or having under his or her control a firearm.
2. Add Section 13513.1 to the Penal Code to establish a unit within POST for the purposes of conducting research on the causes related to the deaths of, and assault on, California peace officers in the performance of their duties.

ANALYSIS

This bill was recommended by the Commission and is intended to make technical changes to Sections 832 and 832.3 of the Penal Code requiring background history checks on applicants who are not affiliated with a law enforcement agency and wish to attend the firearms portion of this course. This would eliminate the possibility of a person not legally allowed to own, possess, or carry a firearm due to a criminal history from taking and completing the firearms portion of this basic course of training.

By adding Section 13513.1 to the Penal Code, this bill would codify in law what POST has been doing for since 1986. These duties relate to conducting research on the causes of deaths of, and assault on, California peace officers in the performance of their duties. It shall also be the responsibility of POST to develop enhanced officer safety training and improve tactics designed to prevent those deaths and assaults.

OFFICIAL POSITION Support			
ANALYSIS BY Tom Hood	DATE	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>Deborah J. O'Brien</i>	DATE 6-29-98	COMMENT	DATE

This bill is supported by the California Peace Officers' Association, the California Police Chiefs' Association, the Peace Officers' Research Association of California, and the California State Sheriffs' Association. There is no known opposition to this bill at this time.

BILL ANALYSIS - SUPPLEMENTAL

State of California
 COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
 1601 Alhambra Boulevard
 Sacramento, CA 95816-7083

Department of Justice

TITLE OR SUBJECT

Public Safety Training Act of 1997

BILL NUMBER/AUTHOR

AB 1496/Papan

DATE LAST AMENDED

September 6, 1997

COMMISSION POSITION

Support

DATE POSITION TAKEN

April 1998

Status Update

During the past 18 months since the bill's introduction, AB 1496 has been modified numerous times. It has also been stripped of its recommended funding source. The latest effort for modification calls for requesting 21 million dollars to establish three pilot training facilities to test the regional public safety training concept.

Currently, the bill rests in the Senate Finance Committee, where it will "die" from inaction. The California Public Safety Regional Training Organizing Committee (which includes POST participation) is proposing resurrecting the bill during the 1999 legislative calendar. Assemblyman Papan has agreed to author the bill. This new bill will make the concept of regional training centers more relevant and justifiable.

RECOMMENDED ACTION:

Status Report Only

ANALYSIS BY

Tom Hood

DATE 6-3-98

EXECUTIVE DIRECTOR

Kenneth P. Baer

DATE

6-29-98

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7063

TITLE OR SUBJECT Public Safety Training Act of 1997	AUTHOR Assembly Member Papan	BILL NUMBER AB 1496
	RELATED BILLS AB 1020 (1996)	DATE LAST AMENDED 2-28-97

SPONSORED BY
Regional Skills Centers Training Board

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

Assembly Bill 1496 would enact the Public Safety Training Act of 1997 that would accomplish the following:

1. Establish the Public Safety Training Facilities Fund
2. Establish the Public Safety Regional Training Facilities Board of Directors who would administer the fund.
3. Redirect the 30% of the state penalty fund currently going into the State's General Fund to the Proposed Facilities Fund.
4. Require the appropriations from the fund be used to plan, develop, and construct public safety regional training facilities and to purchase training equipment.
5. Requires distribution of the funds to 11 designated regions in the State in response to planning grants approved by the Board.
6. Includes legislative intent language establishing the need for the act.

ANALYSIS

AB 1496 is similar to AB 1020 (1996) except that it seeks continuous funding from the State Penalty Fund instead of bonds. The Commission is familiar with the origins of AB 1496. In 1989, the Commission was required, by ACR 58, to study the use of technology for law enforcement training as well as training facility needs. Following submittal of a report to the Legislature, Penal Code Section 13508 was chaptered into law (1991) requiring POST to study the feasibility of establishing regional public safety skills training centers. Another report was prepared and given to the Legislature. That report along with a recommended financing structure recommended the establishment of these centers as an overlay and supplement to the existing inadequate training facilities. AB 1020 was introduced in 1996 by the California Peace Officers' Association but failed passage.

A group representative of the 11 regions (Regional Skills Training Center Board) described in AB 1496 continued to meet and plan for these skill centers resulting in the introduction of AB 1496.

OFFICIAL POSITION

ANALYSIS BY <i>Hal Lou</i>	DATE 3-14-97	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>by: [Signature]</i>	DATE 4-10-97	COMMENT	DATE

AB 1496 proposes a distribution formula of: 1) 45% to be equally distributed to the 11 regions, 2) 45% distributed on a population formula established by the Department of Finance, 3) 8% to be used by the Board for special projects and statewide planning, and 4) 2% for administrative costs.

The Board shall consist of 15 members including the sitting chairs of the 11 regions and four additional members appointed by the Governor who are representative of state agencies including law enforcement, fire service, corrections, and one from the Chancellor's Office of the California Community Colleges.

Provisions are made for how each region shall select a representative committee of fire, law enforcement, corrections, and community college presenters. Community members are encouraged to participate on the regional committees.

The Regional Skills Centers as described in the bill are intended to be shared facilities between the existing training presenters with equal access by fire, law enforcement, and corrections. Local and state agency public safety personnel are encouraged to participate. These skill centers are intended to provide the needed facilities and equipment that most existing presenters are unable to provide. For example, few law enforcement academies have adequate driver training, SWAT, or investigative facilities. Lack of adequate facilities and equipment has severely undermined the ability of California's training providers to deliver realistic training.

AB 1496 is broadly supported by law enforcement, fire, and corrections. Its approach of receiving revenue over a period of years is consistent with the realities of necessary planning at the regional level, even though several regions have already conducted extensive planning activities.

Arguments For

- o Takes advantage of similar facility training needs in all segments of public safety
- o Addresses a critical training need that has been documented by POST
- o Establishes a system of governance that is credible and equitable
- o Does not duplicate existing training system or facilities
- o Establishes a grant system that will help ensure integrity and excellence
- o Represents an opportunity for the State to address a heretofore unrecognized infrastructure need
- o Having decentralized training facilities conserves ongoing expenses for trainee travel
- o AB 1496 is consistent with previous legislative direction (Penal Code Section 13508) to study the feasibility and recommend a financing structure for these centers.

Arguments Against

- o High cost
- o Results of improved training are difficult to measure in tangible, quantifiable terms
- o Potential for controversy over equitable distribution of money

The arguments in favor of AB 1496 by far outweigh those against. The Commission at its January 1997 meeting, when this bill was not yet in print, took a position to approve the concept but deferred taking a position on the bill pending review by the Governor's Office.

BILL ANALYSIS - SUPPLEMENTAL

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, CA 95816-7083

TITLE OR SUBJECT
School Police Officers

BILL NUMBER/AUTHOR
SB 1627/Hughes

DATE LAST AMENDED
May 6, 1998

COMMISSION POSITION
Support

DATE POSITION TAKEN
April 1998

Status Update

The author of this bill has agreed to amend the language to satisfy two requests from the Commission:

1. The implementation date for this bill has been moved up from July 1, 2000 to *July 1, 1999*.
2. The specialized course of instruction for the training of school peace officers, that will be developed by POST, will apply to officers defined in Section 830.32 only. Thus, peace officers employed by city or county law enforcement agencies who are school resource officers by assignment will not be required to take this additional course. It is still recommended that school resource officers, not employed by a school district, make every effort to attend this training course, but it is not mandated in this bill.

COMMENDED ACTION:

Status Update Only - No Action Recommended

ANALYSIS BY Tom Hood *[Signature]*

DATE 6-3-98

EXECUTIVE DIRECTOR *[Signature]*

DATE 6-29-98

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7083

TITLE OR SUBJECT School Police Officers	AUTHOR Senator Hughes	BILL NUMBER SB 1627
	RELATED BILLS	DATE LAST AMENDED 2-12-98

SPONSORED BY

PORAC

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

Senate Bill 1627 would:

1. Add subdivision (c) to Section 832.32 of the Penal Code. This subdivision states that any peace officer employed by a K-12 public school district or California community college district who has completed training as prescribed by subdivision (f) of Section 832.2 (see #2 below), shall be designated a school police officer.
2. Add subdivision (f) to Section 832.2 of the Penal Code requiring any school police officer first employed by a K-12 public school district or California community college district after July 1, 2000, shall successfully complete the POST Basic Course prior to exercising the powers of a peace officer.
3. Add subdivision (g) to Section 832.2 of the Penal Code requiring POST to prepare a specialized course of instruction for the training of school police officers to meet the unique safety needs of a school environment. This course shall be optional and is intended to supplement any other training.

ANALYSIS

Senate Bill 366, signed into law in July of 1997 required POST to review minimum training and selection standards for peace officers and security personnel who are employed by a school district and to report its findings and recommendations to the Legislature by January 1, 1998. The report was approved by the Commission at the November 1997 meeting and forwarded to the State Legislature. This bill addresses several of the recommendations made in that report.

The bill requires the POST Basic Course for school police officers hired after July 1, 2000. At the November 1997 Commission meeting a motion was made to send a letter to the author of this bill expressing concern that currently employed school police officers would be exempted from the proposed basic training requirement. A letter was sent to the author of the bill requesting

OFFICIAL POSITION Support

ANALYSIS BY Tom Hood	DATE	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>Samuel J. O'Brien</i>	DATE 6-29-98	COMMENT	DATE

consideration of requiring the basic course for current school police officers or some alternative training requirements that would provide assurance of proper training. At this time it does not appear that the bill will be amended to accommodate this request.

POST currently has a School Peace Officer Course that is required of school police officers under Section 832.2 of the Penal Code. This course, along with P.C. 832, is the basic training requirement for school police officers. A companion bill (SB 1626) of this legislation would make considerable amendments to Section 832.2 that, among other changes, would require the Bureau of Consumer Affairs to develop a course of basic training for security officers. The POST School Peace Officer Course would most likely be amended or eliminated by the Department of Consumer Affairs. The Legislative intent of this bill is to ensure that POST makes available to school police officers, on a voluntary basis, a course that can address their unique needs.

A file check confirmed that school district police departments that have chosen to participate in the POST program are in compliance with regulations requiring completion of the Basic Course. POST does not have authority over school police departments who choose not to participate in the POST program.

COMMENTS

While this bill is an unfunded mandate for POST, it does address school police officer training recommendations documented in the POST report to the Legislature.

This bill requires the POST Basic Course training only for school police officers hired after July 1, 2000.

School police departments currently in the POST program send their officers to the Basic Course.

BILL ANALYSIS - SUPPLEMENTAL

State of California Department of Justice
 COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
 1601 Alhambra Boulevard
 Sacramento, CA 95816-7083

TITLE OR SUBJECT

BILL NUMBER/AUTHOR

DATE LAST AMENDED

Peace Officer: Deputy Sheriff: Santa Clara County

AB 1806/Floyd

NA

COMMISSION POSITION

DATE POSITION TAKEN

Oppose

April 1998

Status Update

This bill was heard before the Assembly Public Safety Committee on April 21, 1998. The Committee failed to move the legislation due to a lack of a second on a motion to pass. Thus, the bill failed and is no longer before the Legislature.

RECOMMENDED ACTION:

Status Update Only - Bill Failed - No Further Action Necessary

ANALYSIS BY

Tom Hood
[Signature]

DATE 6-3-98

EXECUTIVE DIRECTOR

[Signature: Kenneth J. O'Brien]

DATE

6-29-98

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7083

FILE OR SUBJECT Peace Officers: Deputy Sheriff: Santa Clara County	AUTHOR Floyd	BILL NUMBER AB 1806
	RELATED BILLS	DATE LAST AMENDED

SPONSORED BY

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

General

Assembly Bill 1806 will amend Penal Code Section 830.1(c) to:

1. Add to that subsection a county of the fifth class, which is Santa Clara County; and
2. Add the provision that a deputy sheriff who is a peace officer of a county of the fifth class (Santa Clara County) may carry a firearm only if authorized by the employer and under the terms and conditions imposed by the employer.

Analysis

In 1996, Penal Code Section 830.1(c) was added to provide that a deputy sheriff of a county of the first class (Los Angeles County) who is employed to perform duties exclusively or initially relating to custodial assignments is a peace officer. The authority of this peace officer is limited to duties relating to the primary function of custodial assignments or during a local state-of-emergency. In addition, Penal Code Sections 832.3 and 832.4 were amended to permit the peace officers described in Section 830.1(c) to defer completion of the Regular Basic Course and obtaining the Basic Certificate until they are reassigned from custodial duties to general law enforcement duties.

The practice in Los Angeles County, and many other counties, is to assign newly hired deputy sheriffs to the jail for an extended period of time before they are assigned to general law enforcement duties. The 1996 amendments permit the Los Angeles County Sheriff's Department to focus the initial training for newly hired deputies on their initial custodial duties, and to defer the more intensive law enforcement training until they are reassigned to other duties.

This bill will enable Santa Clara County to exercise the same prerogative for newly hired deputy sheriffs. However, the positions in Santa Clara County, to which this bill will apply, are significantly different from the positions in Los Angeles County.

OFFICIAL POSITION

Neutral

ANALYSIS BY Mike DiMiceli	DATE	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>Sumeth J. O'Brien</i>	DATE 6-29-98	COMMENT	DATE

In 1988, Santa Clara County, by charter amendment, removed from the Sheriff the responsibility for the jail and created a separate county agency, the Department of Corrections, to operate the jail. Since that time, except for a relatively few number of deputy sheriff positions assigned to the jail, the jail has been staffed entirely by non-peace officer Correctional Officer positions and managed by a non-peace officer Director of Corrections. Since 1988, the County has tried repeatedly and unsuccessfully to designate the correctional officers as peace officers. The issue was ultimately decided by a 1992 California Supreme Court decision (County of Santa Clara v. Deputy Sheriffs' Association of Santa Clara County). The Supreme Court ruled: "The Legislature has made clear its intention in section 4.5 to retain the exclusive power to bestow peace officer status on state, county and city employees. Since that chapter does not authorize the director of a county jail facility to designate custodial officers as peace officers, the director's action cannot be sustained."

In 1997, the County of Santa Clara and the Office of the Sheriff agreed in writing to transfer approximately 117 non-peace officer Correctional Officer positions to the Sheriff and transfer responsibility of the jail to the Sheriff. Of those positions, 96 Correctional Officer positions will be designated as Deputy Sheriff I or Sheriff's Correctional Officer positions. The agreement requires the Sheriff to "appoint these corrections officers as Sheriff's security officers...until such time as Penal Code Section 830.1 is amended to include coverage of Santa Clara County." Finally, the agreement permits the Sheriff to reject any officer proposed for transfer to his department and provides that the Sheriff may (emphasis added) "conduct a cost effective background consistent with applicable law and sufficient to comply with appropriate law enforcement standards."

Staff is informed that, in all likelihood, few if any of the correctional officers transferred to the Sheriff and designated as Deputy Sheriff I will ever be reassigned from the jail to general law enforcement duties.

Three issues arise from AB 1806:

1. Does the bill require a POST peace officer feasibility study?

Penal Code Sections 13540-42 require any persons desiring peace officer status under Chapter 4.5 who, on January 1, 1990, were not entitled to be designated as peace officers to request the Commission to undertake a feasibility study regarding designating those persons as peace officers.

Since this law became effective in 1991, POST has completed approximately ten feasibility studies. Staff has consistently interpreted the law to require the study when a new designation of peace officer is proposed to be added to Chapter 4.5 of the Penal Code (Section 830 et seq.). Similarly, staff has interpreted the law to not require a study when a group of persons is proposed to be appointed to an existing peace officer designation.

AB 1806 will not create a new category or designation of peace officer. Officers who may be transferred to the Santa Clara County Sheriff will, apparently, be

appointed as Deputy Sheriffs, pursuant to Penal Code Section 830.1. Existing law and POST regulations will apply to the appointment of these persons to peace officer positions. For these reasons, a peace officer feasibility study is not specifically required by AB 1806.

2. Will the training and certificate requirements of Penal Code Sections 832.3 and 832.4 apply to the peace officers included in AB 1806 ?

AB 1806 does not alter either Section 832.3 P.C. or Section 832.4 P.C. Therefore, the training and certificate requirements that apply generally to a deputy sheriff defined in Section 830.1 P.C. are unchanged. However, as long as a deputy sheriff remains assigned to custodial duties, as described in 830.1(c), the deputy is exempt from the basic training and basic certificate requirement. The Deputy Sheriff I positions (830.1[c],P.C.) in Santa Clara County will be exempt from the training and certificate requirements.

3. Does AB 1806 limit the carrying of firearms by a deputy sheriff of a county of the fifth class (Santa Clara County) who is assigned exclusively to custodial duties?

AB 1806 provides that a deputy sheriff assigned exclusively to custodial duties pursuant to Section 830.1 may carry a firearm only if authorized by the employer and under the terms and conditions imposed by the employer. This provision will permit Santa Clara County to limit and specify the conditions when a deputy sheriff so assigned may carry a firearm on duty. However, several published opinions of the Attorney General state that the employer, in this case Santa Clara County, may not limit the ability of a peace officer to carry a firearm off duty; that privilege is inherent to peace officer status.

Comments

Staff has received information indicating the Sheriff of Santa Clara County supports AB 1806. The position of the County Board of Supervisors is unknown. PORAC is known to oppose the bill.

The provisions of AB 1806 do not require a peace officer feasibility study.

The limitation on the ability to carry firearms contained in AB 1806 is beyond the scope of the Commission's authority or responsibility.

Based on the agreement between Santa Clara County and the Sheriff, county correctional officers will be transferred to the Sheriff, designated as deputy sheriff peace officers and continue to be assigned to custodial duties. From the agreement, it appears these officers are not appointed to perform general law enforcement duties and will never perform such duties. As a result, the potential and precedent are created to appoint a deputy sheriff pursuant to Section 830.1, P.C., who will never complete the required basic training or receive a Basic Certificate.

BILL ANALYSIS - SUPPLEMENTAL		State of California Department of Justice COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING 1601 Alhambra Boulevard Sacramento, CA 95816-7083	
TITLE OR SUBJECT		BILL NUMBER/AUTHOR	DATE LAST AMENDED
Elder and Dependent Adult Fiduciary Abuse		SB 1868/Hughes	April 20, 1998
COMMISSION POSITION		DATE POSITION TAKEN	
Neutral		April 1998	
<p><u>Status Update</u></p> <p>On the amendment date noted above, this bill was completely rewritten. This bill now calls for a pilot program involving Los Angeles, San Francisco, and Ventura Counties only. The new language of the bill does not specify any training requirement and, effectively, has written POST out of the proposed legislation.</p>			
COMMENDED ACTION: Change Position to "No Position"			
ANALYSIS BY Tom Hood <i>[Signature]</i>	DATE 6-3-98	EXECUTIVE DIRECTOR <i>[Signature: Kenneth J. O'Brien]</i>	DATE 6-29-98

SB 1868
Hughes, Teresa

ELDER AND DEPENDENT ADULT ABUSE
(Amended Bill) **Current

5/26/98

BILL TEXT

AMENDED IN SENATE MAY 26, 1998
AMENDED IN SENATE MAY 5, 1998
AMENDED IN SENATE APRIL 20, 1998

INTRODUCED BY Senator Hughes

FEBRUARY 19, 1998

An act to add and repeal Chapter 4 (commencing with Section 2950) of Part 5 of Division 4 of the Probate Code, relating to elder and dependent adult abuse, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 1868, as amended, Hughes. Elder and dependent adult abuse. Existing law requires the (+ California +) Department of Aging to make efforts to increase public awareness about areas of importance to California's older individuals, their families, and other care givers. Existing law establishes the Office of the State Long-Term Care Ombudsman within the department and requires the State Long-Term Care Ombudsman, among other things, to present community education and training programs to long-term health care facilities, human service workers, families, and the general public about long-term health care and residents' rights issues.

Existing law provides for misdemeanor and felony sanctions, including imprisonment and fines, for offenses involving the abuse of an elder or dependent adult, depending upon the circumstances. In addition to the imprisonment prescribed, the court may impose a fine on any offender not exceeding \$1,000 if the offense is prosecuted as a misdemeanor or \$10,000 if the offense is prosecuted as a felony.

Existing law provides for various procedures for the protection of individuals by the public guardian and by programs implemented by the State Department of Social Services.

Existing law authorizes a public guardian who is authorized to take possession or control of property to issue a written declaration certification of that, and would require a financial institution or other person to provide the public guardian with information concerning property of a proposed ward or conservatee and surrender property of that person to the public guardian that is subject to loss, injury, waste, or misappropriation.

This bill would create a pilot program to reduce incidences of financial abuse perpetrated against mentally impaired elder adults.

The {- Counties -} {+ County +} of Los Angeles {-, San Francisco, and Ventura -} could, upon request, participate. {+ The bill would permit expansion of the pilot program to include the Counties of San Francisco and Ventura if funds are appropriated in the annual budget for that purpose. +}

The bill would appropriate {- \$145,000-} {+ \$150,000 +} from the General Fund for {- each year of -} the pilot project {+ to be distributed over 3 years as provided by the bill +}.

Each county would have a fiduciary abuse specialist team in order to participate, and the team would monitor the pilot program.

This bill would authorize certain peace officers to issue a certification that an elder adult, as defined, is substantially unable to manage his or her financial resources or to resist fraud or undue influence, is in imminent danger of losing his or her property as a result of fraud or misrepresentation, there is probable cause to believe a crime is being committed against that person, the crime is connected to his or her inability to manage his or her financial resources or to resist fraud or undue influence, and he or she suffers from that inability as a result of deficits in one or more mental functions. Upon certification, the public guardian would be authorized to take immediate charge of the property of the elder adult.

These provisions would remain in effect until January 1, 2002, when they would be repealed.

Vote: 2/3. Appropriation: yes. Fiscal committee: yes.
State-mandated local program: no.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Chapter 4 (commencing with Section 2950) is added to Part 5 of Division 4 of the Probate Code, to read:

CHAPTER 4. FINANCIAL ABUSE OF MENTALLY IMPAIRED ELDERS

2950. (a) The Legislature hereby creates a pilot program designed to reduce the number of incidences of financial abuse perpetrated against mentally impaired elder adults.

(b) The provisions provided for under this chapter shall be a pilot program, in which {- any or all of the Counties of Los Angeles, San Francisco, and Ventura, -} {+ the County of Los Angeles +} may, upon request for funding, participate. {+ The pilot program shall be expanded to include the Counties of San Francisco and Ventura, if funds are appropriated for that purpose by the Legislature during the annual budgetary process. +}

(c) Any funding appropriated for the pilot program shall be used to assist the public guardian in meeting the additional demands required of the public guardian under the provisions of the pilot program. Not less than 85 percent of the funds appropriated for the pilot program shall be used for the purposes of the program, and not more than 15 percent of the funds appropriated may be used for administrative costs incurred by the public guardian in the pilot program. {-

(d) The sum of one hundred forty-five thousand dollars (\$145,000) is appropriated for each year of the pilot program from the General Fund to the Controller for allocation to eligible counties requesting funding for commencement of the program established pursuant to this chapter. -} {+

(d) The sum of one hundred fifty thousand dollars (\$150,000) is appropriated from the General Fund to the Controller for allocation to the County of Los Angeles, upon the request of the county for funding, for purposes of a pilot program pursuant to this section, to be distributed as follows:

- (1) For year one, thirty thousand dollars (\$30,000).
- (2) For year two, sixty thousand dollars (\$60,000).
- (3) For year three, sixty thousand dollars (\$60,000). +}

(e) Each county shall have a "fiduciary abuse specialist team" (FAST) in order to be eligible to participate in the pilot program. A fiduciary abuse specialist team means a multidisciplinary personnel team, as defined in Section 15753.5 of the Welfare and Institutions Code, to which all of the following apply:

(1) It is composed of members who are trained in the prevention, identification, and treatment of fiduciary abuse of elder or dependent adults, and who are qualified to provide a broad range of services related to fiduciary abuse of elder or dependent adults.

(2) It includes at least one person from each of the following categories:

(A) Psychiatrists, psychologists, or other trained counseling personnel.

(B) Public guardian.

(C) Police officers or other law enforcement agents.

(D) District attorney's office.

(E) Medical personnel with sufficient training to provide information regarding health services.

(F) Social workers with experience or training in prevention of abuse of elderly or dependent persons.

(G) A member of the county adult protective services program.

(H) A member of the county long-term care ombudsman program.

(f) The responsibility of monitoring the pilot program in each county shall be placed on the fiduciary abuse specialist team. The team in each county, in consultation with the public guardian, shall prepare an annual report describing the progress of the pilot program and shall include the following information:

(1) A fiscal summary detailing costs of the pilot program.

(2) The number of certifications signed by a peace officer.

(3) The number of peace officers in each county that are members of a FAST.

(4) The number of cases in which the public guardian applied to be appointed public guardian of an elder person named in a certification signed by a peace officer.

(5) The number of cases in which the public guardian or another person was appointed guardian of an elder adult named in a certification under Section 2952.

(6) The total costs and fees awarded to a public guardian pursuant to Section 2953.

(7) The number of arrests and convictions that resulted from the suspected crime as described in the certification signed by a peace officer under Section 2952.

(g) Each fiduciary abuse specialist team shall submit their annual report to the Legislative Analyst's Office by February 1. The Legislative Analyst's Office shall compile the annual reports and submit the compiled document to the Legislature for review by March 1.

2951. The definitions contained in this section shall govern the construction of this chapter, unless the context requires otherwise.

(a) "Certification" means a document that substantially complies with the requirements of Section 2954, and is signed by a peace officer and served on the public guardian.

(b) "Elder" means any person residing in this state, 65 years or older.

(c) "Peace officer" means a sheriff, deputy sheriff, or municipal police officer, duly sworn under the requirements of state law, who satisfies any of the following requirements:

(1) The sheriff, deputy sheriff, or municipal police officer is a member of a FAST.

(2) The sheriff, deputy sheriff, or municipal police officer has consulted with a sheriff, deputy sheriff, or municipal police officer who satisfies the requirements of paragraph (1) concerning the certification defined in subdivision (a) and obtained that sheriff's, deputy sheriff's, or municipal police officer's signature on a certification that substantially complies with the form described in Section 2954.

2952. (a) A peace officer may issue a certification, as provided in Section 2954, concerning an elder person if all of the following conditions are satisfied:

(1) There is probable cause to believe that the elder adult is substantially unable to manage his or her financial resources or to resist fraud or undue influence.

(2) The elder person is in imminent danger of losing his or her property as a result of fraud or misrepresentations.

(3) There is probable cause to believe that a crime is being committed against the elder person.

(4) The crime is connected to the elder person's inability to manage his or her financial resources or to resist fraud or undue influence, and that inability is the result of deficits in the elder person's mental functions.

(b) If the requirements of subdivision (a) are satisfied, the peace officer shall provide a signed certification to the public guardian.

(c) Upon receiving a signed certification from a peace officer, the public guardian is authorized to take immediate charge of the property of the elder person referred to in the certification, and shall issue a written certification of that fact as provided for in Section 2901.

2953. When a public guardian has taken charge of the estate of an elder person pursuant to Section 2952, costs incurred by the public guardian for the protection of the estate, together with reasonable fee for services, shall be a proper and legal charge of the estate of the elder person in case of the subsequent appointment of the public guardian or another person as guardian of the estate.

2954. A certification issued by a peace officer under this chapter shall not be valid unless it substantially complies with the

following form:

CERTIFICATION

PRINT OR TYPE

1. My name is:

_____.
My badge number is: _____.

My office address and telephone number are:

_____.

2. I am a duly sworn peace officer presently employed by

_____, in the County of _____,
in
the State of California.

3. There is probable cause to believe that:

(a) _____ (Victim)

is substantially unable to manage his or her financial resources or to resist fraud or undue influence, and

(b) The Victim is in imminent danger of losing his/her property as a result of fraud or misrepresentations, and

(c) There is probable cause to believe that a crime is being committed against the Victim, and

(d) The crime is connected to the Victim's inability to manage his or her financial resources or to resist fraud or undue influence, and

(e) Victim suffers from that inability as a result of deficits in one or more of the following mental functions:

INSTRUCTIONS TO PEACE OFFICER: CHECK ALL BOXES THAT APPLY:

(A) ALERTNESS AND ATTENTION

1. Levels of arousal. (Lethargic, responds only to vigorous and persistent stimulation, stupor.)

2. Orientation. Person ____ Time ____ (day, date, month, season, year), Place ____ (address, town, state), Situation ____ (why am I here?).

3. Ability to attend and concentrate. (Give detailed answers from memory, mental ability required to thread a needle.)

(B) INFORMATION PROCESSING

Ability to:

- 1. Remember, i.e., short- and long-term memory, immediate recall. (Deficits reflected by: forgets question before answering, cannot recall names, relatives, past presidents, events of past 24 hours.)
- 2. Understand and communicate either verbally or otherwise. (Deficits reflected by: inability to comprehend questions, follow instructions, use words correctly or name objects; nonsense words.)
- 3. Recognize familiar objects and persons. (Deficits reflected by: inability to recognize familiar faces, objects, etc.)
- 4. Understand and appreciate quantities. (Perform simple calculations.)
- 5. Reason using abstract concepts. (Grasp abstract aspects of his/her situation; interpret idiomatic expressions or proverbs.)
- 6. Plan, organize, and carry out actions (assuming physical ability) in one's own rational self-interest. (Break complex tasks down into simple steps and carry them out.)
- 7. Reason logically.

(C) THOUGHT DISORDERS

- 1. Severely disorganized thinking. (Rambling, nonsensical, incoherent, or nonlinear thinking.)
- 2. Hallucinations. (Auditory, visual, olfactory.)
- 3. Delusions. (Demonstrably false belief maintained without or against reason or evidence.)
- 4. Uncontrollable or intrusive thoughts. (Unwanted compulsive thoughts, compulsive behavior.)

(D) ABILITY TO MODULATE MOOD AND AFFECT

Pervasive and persistent or recurrent emotional state which appears severely inappropriate in degree to the patient's

circumstances.

Encircle the inappropriate mood(s):

Anger	Euphoria	Helplessness
Anxiety	Depression	Apathy
Fear	Hopelessness	Indifference
Panic	Despair	

ONE OF THE FOLLOWING TWO BLOCKS MUST BE CHECKED IN ORDER FOR THIS CERTIFICATION TO BE VALID:

1. I am a member of a Fiduciary Abuse Specialist Team (FAST) in the County identified above.
2. I am consulted concerning this case with a law enforcement officer who is a FAST member and who has signed on the next line, indicating that he/she concurs that, based on the information I provided to him or her, this Certification is warranted under the circumstances:

Signature of Concurring Officer

Date

Signature of Certifying Officer

2955. This chapter shall remain in effect only until January 1, 2002, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2002, deletes or extends that date.

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7063

TITLE OR SUBJECT	AUTHOR	BILL NUMBER
Elder and Dependent Adult Fiduciary Abuse	Hughes	SB 1868
	RELATED BILLS	DATE LAST AMENDED

SPONSORED BY

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

This is a very comprehensive bill and this analysis will only focus on the parts of the bill that impact POST operations and policies. Senate Bill 1868 would:

1. Add Part 19 (commencing with Section 840) to Division 2 of the Probate Code, relating to elder and dependent adult abuse requiring officers participating in Fiduciary Abuse Specialist Teams to complete a Fiduciary Abuse training course certified by POST.

ANALYSIS

This bill focuses on protecting elder citizens from becoming victims of "fiduciary abuse" and other criminal acts of opportunity inflicted on them due to the fact that they are unable to manage their financial affairs. This bill authorizes officers to make an initial assessment of the individuals vulnerability to victimization and, if appropriate, serve a "certification" document outlining the individuals inability to manage their financial affairs to financial institutions and escrow companies in order to freeze the elders assets and protect them from fiduciary abuse. Counties are authorized to establish Fiduciary Abuse Specialist Teams (FAST) comprised of multidisciplinary personnel.

Peace officers who are members of FAST teams would be required to complete a Fiduciary Abuse Training Course certified by POST within a 24 month period prior to serving a certification document on a financial institution or escrow company on behalf of an elder citizen. Completion of the course may be satisfied by telecourse, video training tape, or other instruction. By requiring the training to be completed every 24 months, an unfunded mandate is imposed on local law enforcement. It should be noted that this training mandate only applies to peace officers who may be called upon to serve "certification" documents on financial institutions.

On February 20, 1997, POST broadcast a telecourse on Elder Abuse. In addition to the video broadcast, an *Elder Abuse Telecourse Reference Guide* was developed and distributed to the field. Both the telecourse and the reference guide contain specific guidelines for investigating elder fiduciary abuse. It appears as if this telecourse would meet the training requirement of this bill. The Fiduciary Abuse Training Course may be presented as part of a training program that includes other subjects.

OFFICIAL POSITION Neutral

ANALYSIS BY	DATE	REVIEWED BY	DATE
Tom Hood			
EXECUTIVE DIRECTOR	DATE	COMMENT	DATE
<i>Seaneath J. O'Brien</i>	6-29-98		

BILL ANALYSIS - SUPPLEMENTAL		State of California COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING 1601 Alhambra Boulevard Sacramento, CA 95816-7003		Department of Justice	
TITLE OR SUBJECT Update Training for Handling of Persons With Developmental Disabilities or Mental Illness		BILL NUMBER/AUTHOR SB 2049/Vasconcellos		DATE LAST AMENDED May 26, 1998	
COMMISSION POSITION Oppose, Unless Amended		DATE POSITION TAKEN April 1998			
<p><u>Status Update</u></p> <p>POST staff has testified in opposition to this bill before the Senate Public Safety Committee twice since its introduction. In response to our testimony, Senator Vasconcellos has agreed to extend this recurring training from a two-year cycle to a <i>four-year</i> cycle. The author has also amended the bill requiring that the course be presented via a POST telecourse. Section (b) of the bill now reads:</p> <p style="padding-left: 40px;">"(b) Further <i>telecourse</i> training courses to update this instruction shall be established by the commission and required for law enforcement officers every <i>four</i> years."</p> <p>The author has made it very clear that he believes that a training mandate on POST and local law enforcement is the best way to address this issue.</p>					
RECOMMENDED ACTION: Status Report Only - No Action					
ANALYSIS BY Tom Hood <i>[Signature]</i>		DATE 6-3-98		EXECUTIVE DIRECTOR Lenneth J. O'Brien <i>[Signature]</i>	
				DATE 6-29-98	

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7083

TITLE OR SUBJECT Update Training for Handling of Persons With Developmental Disabilities or Mental Illness	AUTHOR Vasconcellos	BILL NUMBER SB 2049
	RELATED BILLS	DATE LAST AMENDED 2-20-98

SPONSORED BY

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

Senate Bill 2049 would:

1. Amend Section 13519.2 of the Penal Code to require the Commission to develop update courses in the handling of persons with developmental disabilities or mental illness, or both, and require that these courses be provided to law enforcement officers every two years.

ANALYSIS

Training in the handling of persons with developmental disabilities or mental illness, or both, has been presented in the basic course for a number of years. In addition, the Commission has developed and broadcast two telecourses on this topic one in 1990 and one in 1995. To meet any additional training needs of law enforcement personnel, a Plan III POST-certified training course is offered designed to train trainers in this topical area. This program is currently presented throughout the state six times per year.

This bill is the result of an informational hearing conducted by the Senate Criminal Procedures Committee in January 1998. It is supported by special interest groups who believe that persons with developmental disabilities or mental illness are not properly handled by the criminal justice system when contacted in the field, placed under arrest, prosecuted in the courts, or placed in a detention facility. The bill does not identify any other entity within the criminal justice system as part of the target population in need of update training nor does it specify the rank(s) of law enforcement officer(s) who would be the subject of this mandate.

Not only does this bill impose an unfunded mandate on local law enforcement agencies, but recent training needs assessments conducted by POST staff have not shown this type of training to be in high demand by the field. At the November 1997 Commission meeting, the policy pertaining to training mandates was changed to read:

"The Commission shall review each legislative proposal involving an unfunded training mandate in order to determine merit, need, and impact."

OFFICIAL POSITION
Oppose unless amended

ANALYSIS BY Tom Hood	DATE	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>Kenneth J. O'Brien</i>	DATE 6-29-98	COMMENT	DATE

Strategic Plan Objective D.3 addresses the need for POST to work jointly with partners to ensure that new legislative training mandates are appropriately funded. The primary purpose for this objective is to contain costs associated with mandates made on POST and law enforcement agencies.

POST has expended the necessary effort, time, and funding to properly train California law enforcement in this important area. Both initial and update training courses are available. This, along with a lack of expressed need by law enforcement, indicates that this bill is not necessary. It is expected that this bill will receive considerable opposition from both law enforcement management and labor groups.

BILL ANALYSIS - SUPPLEMENTAL		State of California COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING 1601 Alhambra Boulevard Sacramento, CA 95816-7083		Department of Justice	
TITLE OR SUBJECT Domestic Violence: Officer Response		BILL NUMBER/AUTHOR AB 2172/Sweeney		DATE LAST AMENDED April 29, 1998	
COMMISSION POSITION Oppose, Unless Amended		DATE POSITION TAKEN April 1998			
<p><u>Status Update</u></p> <p>Two meetings have taken place between members of the author's staff and POST since this bill was introduced. Although a few minor language changes have resulted, it has been made clear by the author that the primary intent of this legislation is to ensure that domestic violence victims have "safe passage" out of their abusive environment. The author believes that safe passage for the victim of domestic violence needs to be reinforced in law enforcement training programs as a responsibility of the responding officers.</p> <p>The bill requires POST to include "the techniques for recognizing the signs of domestic violence" into "the course of basic training for law enforcement officers . . ." A review of POST-certified training programs on domestic violence (both Basic Course and In-Service training courses) show that this requirement is currently being met. Discussions on safe passage for the victims of domestic violence are also addressed in current POST-certified training courses.</p> <p>The language of the bill places the responsibility on local law enforcement for safe passage for domestic violence victims. The bill would require that safe passage be contained in the local law enforcement agency's domestic violence policies and procedures.</p> <p>POST Management Fellow Janice Bullard, assigned to the development of domestic violence training courses, participated in the dialogue with the author's staff. POST is currently meeting both the training requirements of this bill (recognizing the signs of domestic violence), and the intent of this bill (safe passage) in our training courses.</p>					
RECOMMENDED ACTION: Change Position to Neutral					
ANALYSIS BY Tom Hood		DATE 6-3-98		EXECUTIVE DIRECTOR Kenneth J. O'Brien	
				DATE 6-29-98	

AB 2172
Sweeney, Michael

DOMESTIC VIOLENCE: OFFICER RESPONSE
(Amended Bill) **Current 6/18/98

BILL TEXT

AMENDED IN SENATE JUNE 18, 1998
AMENDED IN SENATE JUNE 10, 1998
AMENDED IN ASSEMBLY APRIL 29, 1998

INTRODUCED BY Assembly Member Sweeney
(Coauthors: Assembly Members Alquist, Aroner, Baca, Baldwin,
Brown, Cardoza, Figueroa, Knox, Kuehl, Leach, Ortiz, Washington, and
Woods)
(Coauthors: Senators Alpert, Solis, Vasconcellos, and Watson)

FEBRUARY 19, 1998

An act to amend Sections 13519 and 13701 of the Penal Code,
relating to domestic violence.

LEGISLATIVE COUNSEL'S DIGEST

AB 2172, as amended, Sweeney. Domestic violence: officer
response.

Existing law requires the Commission on Peace Officer Training to
implement a training course for law enforcement officers in the
handling of domestic violence complaints and to develop guidelines
for officer response to domestic violence. The course must include
instruction on specified procedures and techniques.

This bill would require the above described training course to
include the techniques for recognizing the signs of domestic violence
{- and instruction on the legal duty of law enforcement
officers to enforce emergency protective orders, and the scope of
possible civil or criminal liability for failure to do so -}.

Existing law requires every law enforcement agency in this state
to develop, adopt, and implement written policies and standards for
officers' responses to domestic violence calls. The policies are
required to include standards for specified responses, including
emergency assistance to victims, such as medical care, transportation
to a shelter and police standbys for removing personal property, and
notice to victims of specified information.

This bill would add to the list of responses required to be
included in the above-summarized policies (1) transportation of
domestic violence victims and children to a hospital for treatment
when necessary and (2) police standbys for assisting a domestic
violence victims with the removal of personal property and safe

passage out of their residences. By increasing the duties of local officials, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 13519 of the Penal Code is amended to read:

13519. (a) The commission shall implement by January 1, 1986, a course or courses of instruction for the training of law enforcement officers in California in the handling of domestic violence complaints and also shall develop guidelines for law enforcement response to domestic violence. The course or courses of instruction and the guidelines shall stress enforcement of criminal laws in domestic violence situations, availability of civil remedies and community resources, and protection of the victim. Where appropriate, the training presenters shall include domestic violence experts with expertise in the delivery of direct services to victims of domestic violence, including utilizing the staff of shelters for battered women in the presentation of training.

(b) As used in this section, "law enforcement officer" means any officer or employee of a local police department or sheriff's office, any peace officer of the Department of Parks and Recreation, as defined in subdivision (g) of Section 830.2, any peace officer of the University of California Police Department, as defined in subdivision (c) of Section 830.2, any peace officer of the California State University Police Departments, as defined in subdivision (d) of Section 830.2, or a peace officer, as defined in subdivision (d) of Section 830.31.

(c) The course of basic training for law enforcement officers shall, no later than January 1, 1986, include adequate instruction in the procedures and techniques described below:

(1) The provisions set forth in Title 5 (commencing with Section 13700) relating to response, enforcement of court orders, and data collection.

(2) The legal duties imposed on police officers to make arrests and offer protection and assistance including guidelines for making felony and misdemeanor arrests. {-

(3) The legal duty of law enforcement officers to use every reasonable means to enforce emergency protective orders, including possible civil or criminal liability for failing to act in good faith to enforce these orders, pursuant to Section 6272 of the Family

Code.

- (4) -) {+
 - (3) +) Techniques for handling incidents of domestic violence that minimize the likelihood of injury to the officer and that promote the safety of the victim. {-
 - (5) -) {+
 - (4) +) The nature and extent of domestic violence. {-
 - (6) -) {+
 - (5) +) The signs of domestic violence. {-
 - (7) -) {+
 - (6) +) The legal rights of, and remedies available to, victims of domestic violence. {-
 - (8) -) {+
 - (7) +) The use of an arrest by a private person in a domestic violence situation. {-
 - (9) -) {+
 - (8) +) Documentation, report writing, and evidence collection. {-
 - (10) -) {+
 - (9) +) Domestic violence diversion as provided in Chapter 2.6 (commencing with Section 1000.6) of Title 6 of Part 2. {-
 - (11) -) {+
 - (10) +) Tenancy issues and domestic violence. {-
 - (12) -) {+
 - (11) +) The impact on children of law enforcement intervention in domestic violence. {-
 - (13) -) {+
 - (12) +) The services and facilities available to victims and batterers. {-
 - (14) -) {+
 - (13) +) The use and applications of this code in domestic violence situations. {-
 - (15) -) {+
 - (14) +) Verification and enforcement of temporary restraining orders when (A) the suspect is present and (B) the suspect has fled. {-
 - (16) -) {+
 - (15) +) Verification and enforcement of stay-away orders. {-
 - (17) -) {+
 - (16) +) Cite and release policies. {-
 - (18) -) {+
 - (17) +) Emergency assistance to victims and how to assist victims in pursuing criminal justice options.
- (d) The guidelines developed by the commission shall also incorporate the foregoing factors.
- (e) (1) All law enforcement officers who have received their basic training before January 1, 1986, shall participate in supplementary training on domestic violence subjects, as prescribed and certified by the commission.
- (2) Except as provided in paragraph (3), the training specified in paragraph (1) shall be completed no later than January 1, 1989.
- (3) (A) The training for peace officers of the Department of Parks and Recreation, as defined in subdivision (g) of Section 830.2, shall be completed no later than January 1, 1992.

(B) The training for peace officers of the University of California Police Department and the California State University Police Departments, as defined in Section 830.2, shall be completed no later than January 1, 1993.

(C) The training for peace officers employed by a housing authority, as defined in subdivision (d) of Section 830.31, shall be completed no later than January 1, 1995.

(4) Local law enforcement agencies are encouraged to include, as a part of their advanced officer training program, periodic updates and training on domestic violence. The commission shall assist where possible.

(f) (1) The course of instruction, the learning and performance objectives, the standards for the training, and the guidelines shall be developed by the commission in consultation with appropriate groups and individuals having an interest and expertise in the field of domestic violence. The groups and individuals shall include, but shall not be limited to, the following: one representative each from the California Peace Officers' Association, the Peace Officers' Research Association of California, the State Bar of California, the California Women Lawyers' Association, and the State Commission on the Status of Women; two representatives from the commission; two representatives from the California Alliance Against Domestic Violence; two peace officers, recommended by the commission, who are experienced in the provision of domestic violence training; and two domestic violence experts, recommended by the California Alliance Against Domestic Violence, who are experienced in the provision of direct services to victims of domestic violence. At least one of the persons selected shall be a former victim of domestic violence.

(2) The commission, in consultation with these groups and individuals, shall review existing training programs to determine in what ways domestic violence training might be included as a part of ongoing programs.

(g) Each law enforcement officer below the rank of supervisor who is assigned to patrol duties and would normally respond to domestic violence calls or incidents of domestic violence shall complete, every two years, an updated course of instruction on domestic violence that is developed according to the standards and guidelines developed pursuant to subdivision (d). The instruction required pursuant to this subdivision shall be funded from existing resources available for the training required pursuant to this section. It is the intent of the Legislature not to increase the annual training costs of local government entities.

SEC. 2. Section 13701 of the Penal Code is amended to read:

13701. (a) Every law enforcement agency in this state shall develop, adopt, and implement written policies and standards for officers' responses to domestic violence calls by January 1, 1986. These policies shall reflect that domestic violence is alleged criminal conduct. Further, they shall reflect existing policy that a request for assistance in a situation involving domestic violence is the same as any other request for assistance where violence has occurred.

(b) The written policies shall encourage the arrest of domestic violence offenders if there is probable cause that an offense has been committed. These policies also shall require the arrest of an offender, absent exigent circumstances, if there is probable cause

that a protective order issued under Chapter 4 (commencing with Section 2040) of Part 1 of Division 6, Division 10 (commencing with Section 6200), or Chapter 6 (commencing with Section 7700) of Part 3 of Division 12, of the Family Code, or Section 136.2 of this code, has been violated. These policies shall discourage, when appropriate, but not prohibit, dual arrests. Peace officers shall make reasonable efforts to identify the primary aggressor in any incident. The primary aggressor is the person determined to be the most significant, rather than the first, aggressor. In identifying the primary aggressor, an officer shall consider the intent of the law to protect victims of domestic violence from continuing abuse, the threats creating fear of physical injury, the history of domestic violence between the persons involved, and whether either person acted in self-defense. These arrest policies shall be developed, adopted, and implemented by July 1, 1996. Notwithstanding subdivision (d), law enforcement agencies shall develop these policies with the input of local domestic violence agencies.

(c) These existing local policies and those developed shall be in writing and shall be available to the public upon request and shall include specific standards for the following:

- (1) Felony arrests.
- (2) Misdemeanor arrests.
- (3) Use of citizen arrests.
- (4) Verification and enforcement of temporary restraining orders when (A) the suspect is present and (B) the suspect has fled.
- (5) Verification and enforcement of stay-away orders.
- (6) Cite and release policies.
- (7) Emergency assistance to victims and children, such as medical care, transportation to a shelter or a hospital for treatment when necessary, and police standbys for removing personal property and assisting in safe passage out of the victim's residence.
- (8) Assisting victims in pursuing criminal options, such as giving the victim the report number and directing the victim to the proper investigation unit.
- (9) Furnishing written notice to victims at the scene, including, but not limited to, all of the following information:
 - (A) A statement informing the victim that despite official restraint of the person alleged to have committed domestic violence, the restrained person may be released at any time.
 - (B) A statement that, "For further information about a shelter you may contact ____."
 - (C) A statement that, "For information about other services in the community, where available, you may contact ____."
 - (D) A statement informing the victim of domestic violence that he or she may ask the district attorney to file a criminal complaint.
 - (E) A statement informing the victim of the right to go to the superior court and file a petition requesting any of the following orders for relief:
 - (i) An order restraining the attacker from abusing the victim and other family members.
 - (ii) An order directing the attacker to leave the household.
 - (iii) An order preventing the attacker from entering the residence, school, business, or place of employment of the victim.
 - (iv) An order awarding the victim or the other parent custody of or visitation with a minor child or children.

(v) An order restraining the attacker from molesting or interfering with minor children in the custody of the victim.

(vi) An order directing the party not granted custody to pay support of minor children, if that party has a legal obligation to do so.

(vii) An order directing the defendant to make specified debit payments coming due while the order is in effect.

(viii) An order directing that either or both parties participate in counseling.

(F) A statement informing the victim of the right to file a civil suit for losses suffered as a result of the abuse, including medical expenses, loss of earnings, and other expenses for injuries sustained and damage to property, and any other related expenses incurred by the victim or any agency that shelters the victim.

(G) In the case of an alleged violation of Section 261, 261.5, 262, 286, 288a, or 289, a "Victims of Domestic Violence" card which shall include, but is not limited to, the following information:

(i) The names and locations of rape victim counseling centers within the county, including those centers specified in Section 13837, and their 24-hour counseling service telephone numbers.

(ii) A simple statement on the proper procedures for a victim to follow after a sexual assault.

(iii) A statement that sexual assault by a person who is known to the victim, including sexual assault by a person who is the spouse of the victim, is a crime.

(10) Writing of reports.

(d) In the development of these policies and standards, each local department is encouraged to consult with domestic violence experts, such as the staff of the local shelter for battered women and their children. Departments may utilize the response guidelines developed by the commission in developing local policies.

SEC. 3. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.

Notwithstanding Section 17580 of the Government Code, unless otherwise specified, the provisions of this act shall become operative on the same date that the act takes effect pursuant to the California Constitution.

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7083

TITLE OR SUBJECT Domestic Violence: Officer Response	AUTHOR Sweeney	BILL NUMBER AB 2172
	RELATED BILLS	DATE LAST AMENDED 2-19-98

SPONSORED BY

BILL SUMMARY (GENERAL ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

Assembly Bill 2172 would:

1. Require that existing domestic violence training include the techniques for recognizing the signs of domestic violence.
2. Require that law enforcement agencies develop, adopt, and implement written policies and standards for officers' responses to domestic violence calls. The bill would add the following to the list of responses required in the aforementioned policies:
 - o transportation of a domestic violence victim to a hospital for treatment when necessary,
 - o police standbys for guaranteeing a domestic violence victim safe passage out of his or her residence, and
 - o information to a victim of domestic violence who has called for assistance, advising him or her of the names and locations of domestic violence counseling centers within the county, and the telephone numbers of those centers. By increasing the duties of local officials, this bill would impose a state-mandated local program.

ANALYSIS

The requirements of this bill are currently being met by POST and California law enforcement. Recognizing this, the author of the bill is working with POST staff to prepare amendments that would dramatically change the language of this bill and its impact on POST.

OFFICIAL POSITION Oppose, unless amended

ANALYSIS BY Jack Garner	DATE	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>Seamus J. O'Brien</i>	DATE	COMMENT	DATE

BILL ANALYSIS - SUPPLEMENTAL		State of California COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING 1601 Alhambra Boulevard Sacramento, CA 95816-7083		Department of Justice	
TITLE OR SUBJECT Radar Operators' Training		BILL NUMBER/AUTHOR AB 2222/Hertzberg		DATE LAST AMENDED NA	
COMMISSION POSITION Oppose, Unless Amended		DATE POSITION TAKEN April 1998			
<p><u>Status Update</u></p> <p>Several meetings with the author and his staff have taken place since the Commission took a position on this bill. The primary points of disagreement were the hourly requirements placed on both the basic and update training courses. The primary advocate for hourly training specifications is the Automobile Club of Southern California (CSAA). A meeting with its lobbyist, Anne Drumm, was arranged by Assembly Member Hertzberg's staff.</p> <p>At POST's request, the author and CSAA agreed to a reduction in the number of training hours for the basic course from 40 hours to 24 hours. The 24-hour format is consistent with the majority of radar courses currently certified by POST.</p> <p>Initially CSAA insisted that the update course be 16 hours. The Commission, however, directed POST to request that CSAA eliminate any reference to hours for the update training. The meeting ended with no resolution to the issue of update training hours.</p> <p>As a result of additional communication between POST and the author's staff, a compromise was reached, and the hourly minimum for the update training course was set at two hours. If appropriate, presenters can develop two-hour "skills and knowledge modules" to address this training mandate.</p> <p>The language of this bill now provides training presenters with a good deal of flexibility for developing training courses designed to meet the training needs of the student while not being restricted by an unreasonably excessive number of minimum hours.</p> <p>This bill has cleared the Senate Transportation Committee.</p>					
COMMENDED ACTION: Change Position to Natural					
ANALYSIS BY Tom Hood <i>[Signature]</i>		DATE 6-22-98		EXECUTIVE DIRECTOR <i>[Signature]</i> DATE 6-29-98	

AB 2222
Hertzberg, Bob

VEHICLES: SPEED LIMITS: ENFORCEMENT: RADAR
(Amended Bill) **Current 6/08/98

BILL TEXT

AMENDED IN SENATE JUNE 8, 1998
AMENDED IN ASSEMBLY APRIL 13, 1998

INTRODUCED BY Assembly Member Hertzberg

FEBRUARY 19, 1998

An act to amend Section 40802 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 2222, as amended, Hertzberg. Vehicles: speed limits: enforcement: radar.

Existing law defines a speed trap as, among other things, a particular section of a highway with a *prima facie* speed limit, as specified, that is not justified by an engineering and traffic survey conducted within 5 years prior to the date of an alleged violation, if enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects, except as specified. Existing law {- does not include -} {+ expressly excludes +} local streets and roads {- with this -} {+ from the +} definition of a speed trap{- , and defines local streets and roads -} .

This bill would require that the engineering and traffic survey has been conducted within either 7 or 10 years, as specified, when specified actions by the officer issuing a notice to appear and the prosecutor have occurred. {- The bill would redefine "local streets and roads." -} The bill would define "school zone", and exclude a school zone from the above definition of speed trap, as prescribed.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 40802 of the Vehicle Code, as amended by Section 2 of Chapter 104 of the Statutes of 1996, is amended to read:

40802. (a) A "speed trap" is either of the following:

(1) A particular section of a highway measured as to distance and with boundaries marked, designated, or otherwise determined in order that the speed of a vehicle may be calculated by securing the time it takes the vehicle to travel the known distance.

(2) A particular section of a highway with a prima facie speed limit that is provided by this code or by local ordinance under paragraph (1) of subdivision (b) of Section 22352, or established under Section 22354, 22357, 22358, or 22358.3, and is not justified by an engineering and traffic survey conducted within five years prior to the date of the alleged violation, if enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects. This paragraph does not apply to a local street, road, or school zone.

(b) (1) For purposes of this section, {+ a local street or road is defined by the latest functional usage and federal-aid system maps submitted to the federal Highway Administration, except that when these maps have not been submitted, or when the street or road is not shown on the maps, a +} "local street or road" means a street or road that primarily provides access to abutting residential property and meets the following three conditions:

(A) Roadway width of not more than 40 feet.

(B) Not more than {- one -} {+ one-half of a +} mile of uninterrupted length. Interruptions shall include official traffic control devices as defined in Section 445.

(C) Not more than one traffic lane in each direction.

(2) "School zone" means that area of road contiguous to a school building or the grounds thereof, and on which is posted a standard "SCHOOL" warning sign, while children are going to or leaving the school either during school hours or during the noon recess period.

(c) (1) When all the following criteria are met, paragraph (2) of this {- paragraph -} {+subdivision +} shall be applicable and subdivision (a) shall not be applicable:

(A) When radar is used, the officer issuing the citation has successfully completed a radar operator course of not less than 24 hours on the use of police traffic radar, and the course was approved and certified by the Commission on Peace Officer Standards and Training.

(B) When laser or any other electronic device is used to measure the speed of moving objects, the officer issuing the notice to appear has successfully completed the training required in subparagraph (A) and an additional {- 16 hours of training -} {+ training course of not less than two hours +} approved and certified by the Commission on Peace Officer Standards and Training.

{-
(C) The officer issuing the notice to appear stated in the notice the unsafe conditions, unless the citation was for a violation of Section 22350.

(D) -} {+

(C) (1) The prosecution proved that the officer complied with subparagraphs (A) and (B) and that an engineering and traffic survey has been conducted in accordance with subparagraph (B) of paragraph (2). The prosecution proved that, prior to the officer issuing the notice to appear, the officer established that the radar, laser, or

other electronic device conformed to the requirements of subparagraph (D).

(2) +) The prosecution proved the speed of the accused was unsafe for the conditions present at the time of alleged violation unless the citation was for a violation of {- Section 22350.

The prosecution proved that prior to the officer issuing the notice to appear, the officer properly set up, tested, and established the tracking history principles of the radar, laser, or other electronic device used to measure the speed of vehicle driven by the accused.

(E) -) {+ Section 22349.

(D) +) The radar, laser, or other electronic device used to measure the speed of the accused meets or exceeds the minimal operational standards of the National Traffic Highway Safety Administration, and has been calibrated within the three years prior to the date of the alleged violation by an independent certified laser or radar repair and testing or calibration facility.

(2) A {- "speed trap" -) {+ "speed trap" +) is either of the following: {-

(1) -) {+

(A) +) A particular section of a highway measured as to distance and with boundaries marked, designated, or otherwise determined in order that the speed of a vehicle may be calculated by securing the time it takes the vehicle to travel the known distance.

{-

(2) -) {+

(B) +) A particular section of a highway with a prima facie speed limit that is provided by this code or by local ordinance under paragraph (1) of subdivision (b) of Section 22352, or established under Section 22354, 22357, 22358, or 22358.3, and that prima facie speed limit is not justified by an engineering and traffic survey conducted within ten years prior to the date of the alleged violation, if enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects. If there have been significant changes in roadway or traffic conditions, including, but not limited to, adjoining property or land use, roadway width, or traffic volume, then the engineering and traffic survey shall have been conducted within seven years prior to the date of the alleged violation. The defendant has the burden of proving that there were significant changes in roadway or traffic conditions. This {- paragraph -) {+ subparagraph +) does not apply to a local street, road, or school zone.

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95816-7083

TITLE OR SUBJECT Radar Operators' Training	AUTHOR Hertzberg	BILL NUMBER AB 2222
	RELATED BILLS	DATE LAST AMENDED

SPONSORED BY
The City of Los Angeles

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

Assembly Bill 2222 would:

1. Amend Section 40802 of the Vehicle Code to give peace officers using radar equipment to enforce speed laws an exemption from the "speed trap" provision if they successfully completed 40 hours of training on the use of radar or other electronic devices for traffic enforcement and 16 additional hours of training for updating to new technology, approved and certified by the Commission.

ANALYSIS

According the author, this bill is designed as an incentive for officers to complete at least 40 hours of radar training and 16 additional hours of training for updating to new technology in order to be exempted from the "speed trap" provision of Section 40802 of the Vehicle Code. While not designated as a mandate, this bill does impact the many peace officers who use radar for traffic enforcement purposes who have not completed at least 40 hours of radar training and 16 hours of update training.

A review of courses currently certified by POST shows that they range anywhere from 16 to 40 hours. If passed, this bill would lead to the standardization of all radar classes to 40 hours. Also, the 16 hour update course called for in the bill does not currently exist and would have to be certified by POST.

The financial impact to POST and local law enforcement is unknown at this time. By increasing the number of hours of training, the cost to both POST (reimbursement) and local law enforcement (training expenses) would increase. There is no funding provision in this bill.

The author has been contacted and asked to amend this bill to delete the reference to hours of training. POST staff is suggesting the referencing of specific training courses and methodologies, not total hours. This will allow for more flexibility in determining the best method for presentation (i.e., telecourse, workbook, etc.). The author indicates that this bill is supported by the Los Angeles Police Department and the California Highway Patrol.

OFFICIAL POSITION
Oppose, unless amended

ANALYSIS BY Tom Hood	DATE	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>Ernest J. O'Brien</i>	DATE	COMMENT	DATE

BILL ANALYSIS - SUPPLEMENTAL		State of California COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING 1601 Alhambra Boulevard Sacramento, CA 95816-7083		Department of Justice	
TITLE OR SUBJECT Computer Crime		BILL NUMBER/AUTHOR AB 2351/Hertzberg		DATE LAST AMENDED 6-23-98	
COMMISSION POSITION Oppose, Unless Amended		DATE POSITION TAKEN April 1998			
<p>This bill was amended on June 23, 1998 in the Senate Public Safety Committee to delete the mandatory computer crime training requirement for line-level officers. This bill now calls for mandated computer crime training for city and county law enforcement supervisors only.</p> <p>Should this bill become law, the time frame for meeting this mandate has been extended from January 1, 2000 to January 1, 2001.</p> <p>Work is moving ahead on the development of a telecourse that would provide valuable training to the field in the area of computer crime investigation and, at the same time, satisfy the mandate of this bill.</p>					
COMMENDED ACTION: Change Position to "Neutral"					
ANALYSIS BY Tom Hood		DATE 6-24-98		EXECUTIVE DIRECTOR Kenneth J. O'Brien	
				DATE 6-29-98	

**AS OF THIS WRITING, THE LATEST AMENDMENTS TO
ASSEMBLY BILL 2351 ARE NOT IN PRINT.**

**AN UPDATED COPY OF THIS BILL WILL BE AVAILABLE
AT THE
LEGISLATIVE REVIEW COMMITTEE MEETING**

BILL ANALYSIS

State of California Department of Justice
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING
1601 Alhambra Boulevard
Sacramento, California 95818-7063

TITLE OR SUBJECT Computer Crime	AUTHOR Hertzberg	BILL NUMBER AB 2351
	RELATED BILLS	DATE LAST AMENDED 2-20-98

SPONSORED BY

BILL SUMMARY (GENERAL, ANALYSIS, ADVANTAGES, DISADVANTAGES, COMMENTS)

GENERAL

Assembly Bill 2351 would:

1. Define computer-related stalking, subject to misdemeanor penalties.
2. Impose a state mandated, unfunded local program.
3. Require every city police officer or deputy sheriff at a supervisory level and below to complete a high-technology crimes and computer seizure training course certified by POST.
4. Require the Office of Criminal Justice Planning to conduct a feasibility study with respect to a state-operated center on computer forensics for the purpose of collecting, compiling, and analyzing information, including evidence seized in connection with criminal proceedings, in computer formats to provide assistance to state and local law enforcement agencies in the investigation and prosecution of crimes involving computer technology and to report its findings and conclusions to the Legislature on or before June 30, 2000.

ANALYSIS

This analysis addresses only the portions of the bill that relate to POST's responsibilities. POST currently provides training in computer crime as a component of the Presley Institute of Criminal Investigation (40 hours) and has a 24-hour computer crime investigation course certified to the South Bay Regional Training Consortium.

The Commission policy related to training mandates was changed in November 1997 to require a review of proposed legislation involving an unfunded training mandate in order to determine merit, need, and impact. This bill would impose a significant unfunded mandate on local law enforcement. There has not been a demonstrated need for "all" police officers and deputy sheriffs to receive this specialized training.

OFFICIAL POSITION Oppose, unless amended

ANALYSIS BY Jack Garner	DATE	REVIEWED BY	DATE
EXECUTIVE DIRECTOR <i>Kenneth J. O'Brien</i>	DATE	COMMENT	DATE

POST has recommended that the author of the bill mandate that POST develop the course but stop short of requiring all officers and deputies to attend the course. This program would permit agencies to select appropriate personnel for computer crimes training.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

1998 Status of Active Legislation of Interest to POST (Revised June 26, 1998)

<u>Bill #</u>	<u>Subject</u>	<u>Status</u>
AB 271 (Villaraigosa)	Correctional Peace Officers: Makes several changes related to state agency correctional peace officers. <i>Commission Position: Support</i>	Senate Rules Committee (two-year bill)
AB 533 (Knox)	Weapons Scanning Devices: Required Training: Authorizes law enforcement agencies to acquire weapons scanning devices. <i>Commission Position: Neutral</i>	Senate Public Safety Committee (two-year bill)
AB 1211 (Hertzberg)	Standards for Police Chiefs: Requires police chiefs and heads of local law enforcement agencies to complete the basic course and receive a POST basic certificate within 24 months of employment. <i>Commission Position: Support</i>	Chapters 98-0066
AB 1496 (Papan)	Public Safety Training Act of 1997: Establishes the Public Safety Training Facilities Fund. <i>Commission Position: Support</i>	Senate Appropriations Committee (two-year bill)
AB 2172 (Sweeney)	Domestic Violence : Officer Response: Includes provisions that existing domestic violence training incorporate techniques for recognizing the signs of domestic violence. <i>Commission Position: Oppose, unless amended</i>	Senate Appropriations Committee
AB 2222 (Hertzberg)	Radar Operators' Training: Amends Section 40802 of the Vehicle Code to give peace officers using radar equipment an exemption from the "speed trap" provision if they successfully complete training. <i>Commission Position: Oppose, unless amended</i>	In Senate -- Third Reading
AB 2351 (Hertzberg)	Computer Crimes: Requires that every police officer or deputy sheriff at a supervisory level and below complete a high-technology crimes and computer seizure training course certified by POST. <i>Commission Position: Oppose, unless amended</i>	Senate Public Safety Committee
SB 588 (Hughes)	Elder Abuse: Requires POST to develop guidelines relating to elder abuse and expands the role of peace officers to file declarations about suspected elder abuse. <i>Commission Position: Neutral</i>	Secretary of the Senate
SB 923 (Thompson)	Traumatic Brain Injured Fund: Eliminates the present \$500,000 cap on revenue to the Traumatic Brain Injured Fund. <i>Commission Position: Oppose</i>	Assembly Health Committee (two-year bill)

<u>Bill #</u>	<u>Subject</u>	<u>Status</u>
SB 1417 (Knight)	CPT Training: Amends PC 832.6 to add a Continuous Professional Training (CPT) requirement for level II reserve officers. <i>Commission Position: Support</i>	Assembly Appropriations Committee
SB 1442 (Rainey)	Peace Officer Training: Consolidated Municipal Agencies: Amends Section 13511.5 of the Penal Code to require persons attending PC 832 firearms training to submit written certification from the Department of Justice verifying that they have no criminal history. <i>Commission Position: Support</i>	In Assembly -- Third Reading
SB 1452 (McPherson)	Consolidated Municipal Safety Agencies: Defines the term "consolidated municipal safety agency" and provides that the chief, director, or chief executive of such an agency be subject to the same requirements and privileges as that of a municipal chief of police. <i>Commission Position: Support</i>	Assembly Public Safety Committee
SB 1626 (Hughes)	Peace Officers: School Security Officers: Training: Amends Section 832.2 of the Penal Code to require POST to provide consultation services to the Bureau of Security and Investigative Services of the Department of Consumer Affairs in the development of a course of training for school security personnel. <i>Commission Position: Neutral</i>	Assembly Appropriations Committee
SB 1627 (Hughes)	Peace Officers: School Police Officer: Adds subdivision (c) to Section 832.2 of the Penal Code to classify, as peace officers, those employed by a K-12 public school district or community college who have completed the Basic Course. <i>Commission Position: Support</i>	Assembly Appropriations Committee
SB 1844 (Thompson)	Crime Prevention: Peace Officer Training: Requires POST to implement by July 1, 1999 a course of instruction and guidelines for training officers in handling acts of civil disobedience. <i>Commission Position: Support</i>	Assembly Appropriations Committee
SB 1868 (Hughes)	Elder and Dependent Adult Abuse: Sets up three pilot programs that would use specialized teams to protect elder and dependent adults from fiduciary abuse. <i>Commission Position: Neutral</i>	Assembly Judiciary Committee
SB 2049 (Vasconcellos)	Crime Prevention: Peace Officer Training: Amends Section 13519.2 of the Penal Code to require POST to develop update training courses, every four years, in the handling of persons with developmental disabilities/and or mental illness. <i>Commission Position: Oppose, unless amended</i>	Public Safety Committee
SB 2124 (Kelley)	Peace Officers: City Attorney Investigator: Authorizes the City of San Diego to establish a four-year pilot program to designate all persons deputized or appointed as city attorney investigators as peace officers. <i>Commission Position: Oppose, until feasibility study is conducted</i>	Senate Public Safety Committee

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

1998 Status of Informational Legislation of Interest to POST

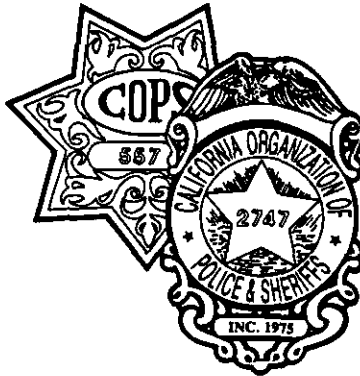
<u>Bill #</u>	<u>Subject</u>	<u>Status</u>
AB 105 (Wayne)	Sentencing: Enhancements: This bill would apply enhanced punishment where a first degree robbery is carried out by two or more persons acting in concert and would also revise and recast certain felonies and redefine 'violent felony'. This bill contains other related provisions.	Senate Public Safety Committee
AB 436 (House)	Peace Officer Disability Retirement: This bill would specify that retirement for psychological disability must be accompanied with a written opinion from a physician that the retired peace officer is a danger to himself, herself, or others if permitted to carry a concealed and loaded firearm.	Senate - Inactive File (two-year bill)
AB 532 (Knox)	Firearms: This bill would make it a misdemeanor for any person to purchase more than one pistol revolver, or other firearm capable of being concealed upon the person, within any 30-day period, except as specified. This bill would also make conforming and technical changes to other provisions for existing laws and contain other related provisions.	Chief Clerk of the Assembly
AB 796 (Havice)	Sex offenders: Notification: This bill would provide that whenever a law enforcement agency makes a public disclosure of information regarding a high-risk sex offender except when including this information on a law enforcement CD-ROM registry, the law enforcement agency, shall provide the same information to the administrators of each school within a radius of five mile of that sex offender's home address. This bill contains other related provisions.	Senate Public Safety Committee
AB 1016 (Hertzberg)	Peace Officer Personnel Files: This bill would require the removal of complaints from a peace officer's personnel file that have been determined to be unfounded or exonerated.	Chapered 98-0025
AB 1290 (Havice)	Kidnapping: This bill provides that if a person kidnapped is intentionally confined in a manner that exposes that person to a substantial likelihood of death, the crime is punishable by imprisonment in the state prison for life with the possibility of parole. This bill contains other related provisions.	Senate Public Safety Committee
AB 1386 (Goldsmith)	Public Safety Officer Procedural Bill of Rights: Public Safety: Extends Peace Officers' Bill of Rights to reserve and auxiliary officers.	Senate Appropriations Committee (two-year bill)

<u>Bill #</u>	<u>Subject</u>	<u>Status</u>
AB 1659 (Richter)	Homicide of Peace Officers: Reimbursement Costs and Continuances: This bill would require the Controller to reimburse any county for 100% of the costs of a trial or hearing incurred in connection with the investigation, prosecution, and defense of a case involving the homicide of a peace officer, as defined. This bill contains other related provisions.	Senate Judiciary Committee
AB 1707 (Wildman)	Body Armor: This bill would make it a felony for a person convicted of a felony, as defined, to own, possess, or use body armor without first petitioning the chief of police or county sheriff with the jurisdiction over the area in which the body armor is to be used for an official exemption, to be granted on specific grounds. This bill contains other related provisions.	In Senate -- Second Reading
AB 1795 (Runner)	Concealed Firearms: License to Carry: This bill would include, in this three-year license provision, that the person applying for a license is of good moral character and that good cause exists. Honorably retired federal peace officers of this state and other states, judges and full-time court commissioners or magistrates of federal and California courts are now included. This bill specifies that home addresses and telephone numbers of these persons and peace officers are exempt from disclosure pursuant to an existing provision of the California Public Records Act.	Governor's Office
AB 2143 (Pacheco)	Violent Felonies: Public Officials: Existing law provides for the punishment, as specified, of any person who commits any assault against specified government officials as defined, to retaliate for or prevent the discharge of the official's duties. This bill would redefine that punishment and expand the list of officials. This bill contains other related provisions.	Assembly Public Safety Committee
AB 2271 (Baca)	Domestic Violence: Examination and Treatment: This bill would require the Office of Criminal Justice Planning to include victims of domestic violence in its development of protocol and guidelines for the examination and treatment of victims of sexual assault and attempted sexual assault and including the collection and preservation of evidence.	Senate Public Safety Committee
AB 2541 (Margett)	Peace Officers: Department of Parks and Recreation employees: This bill would include employees or classes of employees, of the Department of Parks and Recreation, to exercise the powers of arrest during the course, and within the scope of their employment, upon successful completion of a course in the exercise of those powers.	Senate Public Safety Committee
AB 2560 (Perata)	Firearms: Civil Disorder: This bill would make certain specified firearms related civil disorder offenses misdemeanor violations. This bill contains other related provisions.	Senate Public Safety Committee

<u>Bill #</u>	<u>Subject</u>	<u>Status</u>
AB 2711 (Pacheco)	Preliminary Hearings: Peace Officers: This bill would provide that peace officers who testify at a preliminary hearing via two-way, closed circuit television or videoconferencing are deemed to be in the presence of the defendant provided that the defendant's ability to cross-examine the witness is not impaired.	Senate Public Safety Committee
AB 2734 (Pacheco)	Domestic Violence: Registration: This bill would require every person convicted of a domestic violence offense, as defined, to register with the local law enforcement department having jurisdiction over the location where the registrant resides within 14 working days of his or her release or discharge from probation or parole. This bill contains other related provisions.	Senate Public Safety Committee
SB 9 (Lockyer)	Trial Court Funding: This bill would revise the system of state funding of trial courts.	Secretary of the Senate (two-year bill)
SB 63 (Peace)	Firearms: Pistol-Revolver Delivery Record: This bill would expand the requirements for the purchase of firearms to include the forwarding to the Department of Justice specified information that is not delivered within the required 45-day period. This bill would also add to the definition of "operation of law" and would revise and recast existing law provisions to include separate exemptions for a firearm that is not capable of being concealed upon a person and a firearm that is capable of being concealed upon a person. This bill contains other related provisions.	In Assembly- Third Reading File
SB 139 (Kopp)	Police Protection Districts: This bill requires that if a district maintains and operates its own police department, the police department, its chief of police and its employees shall have all the rights, duties, privileges, immunities, obligations, and powers of a municipal police department.	In Assembly -- Second Reading
SB 1390 (Kopp)	Peace Officer Uniform: Existing law provides that it is a misdemeanor for any person other than one who, by law, is given the authority of a peace officer, to willfully wear, exhibit, or use the authorized badge, insignia device, label, certificate, card, or writing of a peace officer with the intent of fraudulently impersonating a peace officer, or of fraudulently inducing the belief that he or she is a peace officer. This bill would, in addition, make those prohibitions applicable with respect to a peace officer uniform. The bill contains other related provisions.	Assembly Appropriations Committee
SB 1451 (Kopp)	Criminal Offender Information: This bill would provide that the Department of Corrections, the Youth Authority, and every local probation department shall identify individuals who have two prior felony convictions prior to their release from the respective custodial facility and shall provide this information, as specified by the Department of Justice, for entry into the Violent Crime Information Network. This bill contains other related provisions.	Assembly Appropriations Committee

<u>Bill #</u>	<u>Subject</u>	<u>Status</u>
SB 1690 (Rainey)	Peace Officers: This bill would make a number of provisions of existing law enforceable by members of the San Francisco Bay Area Rapid Transit Police Department, the University of California Police Department, and the California State University Police Departments. This bill contains other related provisions.	Assembly Public Safety Committee
SB 1936 (Johnston)	Law Enforcement: Regional Transit and Public Library: This bill would amend Sections 830.7, 830.13, and 830.14 of the Penal Code, relating to law enforcement, and declaring the urgency thereof, to take effect immediately.	In Assembly – Third Reading File
SB 2119 (Hurt)	Reports to the Legislature: Internet Access: This bill would require reports to the Legislature, including reports required or requested to be directed to a committee or other specified entity within the Legislature to be available on the state or local agency's Internet website. This bill contains other related provisions.	Assembly Committee on Consumer Protection
SB 2125 (Mountjoy)	Concealed Weapons: License Renewals: This bill would authorize the chief or other head of a municipal police department of any city or county to issue a license to carry a concealed firearm. This bill contains other related provisions.	Secretary of the Senate
SCA 25 (Haynes)	State Budget: This measure would require that the budget submitted by the Governor to the Legislature for the 1999-2000 fiscal year, and each subsequent fiscal year, be developed so that the maximum recommended expenditures for each state agency is the total amount appropriated to that agency for the current fiscal year reduced by 10%, except as specified, and that the aggregate recommended expenditures in the budget for state agencies not exceed the total amount appropriated for the current fiscal year reduced by 10%. This bill contains other related provisions.	Senate Committee on Constitutional Amendments
SJR 22 (Costa)	Crime Victims: This measure would memorialize the Congress and President of the United States to enact United States Senate Joint Resolution No. 6 of the 105th Congress, which proposes an amendment to the Constitution of the United States to protect the rights of crime victims.	Senate Public Safety Committee (two-year bill)

**California
Organization of
Police and
Sheriffs**



301 E. Olive Ave., Suite 224
Burbank, CA 91502
(818) 841-2222
(800) 352-7516
FAX (818) 841-1201

May 14, 1998

Colleen Campbell, Chairperson
Commission on Peace Officer
Standards and Training
1601 Alhambra Boulevard
Sacramento, CA 95816-7083

Dear Chairperson Campbell:

In regards to you letter of April 22, 1998 (copy attached), the California Organization of Police and Sheriffs (COPS) respectfully nominates Don Brown for reappointment as our representative on the POST Advisory Committee.

Sincerely,

Al Angele
Executive Director



DEDICATED TO EXCELLENCE IN LAW ENFORCEMENT
THROUGH EDUCATION AND TRAINING.

June 11, 1998

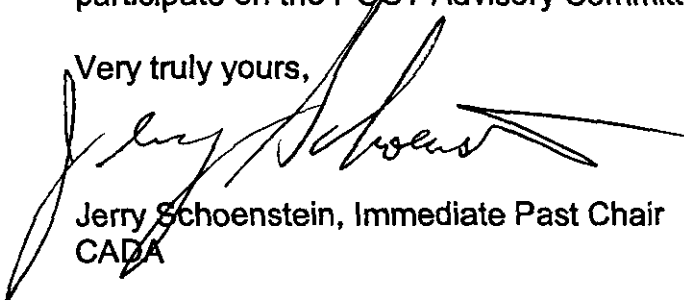
Collene Campbell, Chair
Commission on Peace Officer
Standards & Training
1601 Alhambra Blvd.
Sacramento, CA 95816-7083

Dear Ms. Campbell:

On Thursday, June 4, 1998, the members of the California Academy Director's Association (CADA) met in Newport Beach. Norman Cleaver was selected as the CADA representative to the POST Advisory Committee.

We appreciate the opportunity to have one of our representatives actively participate on the POST Advisory Committee.

Very truly yours,



Jerry Schoenstein, Immediate Past Chair
CADA

From: "Dave Althausen" <althd@woodland.net>
To: Post Domain.Post PO(VROFF)
Date: 6/5/98 2:56PM
Subject: Advisory Board Member

The California Association of Police Training Officers (CAPTO) has selected a candidate for the replacement of Jay Clark.

The candidate is: Michael S. Reed
Fresno Police Dept.
PO Box 1271
Fresno, CA 93765
209-498-4231

Any questions may be directed to: David W. Althausen
Executive Director, CAPTO
530-662-6497

Sincerely,

Dave Althausen

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

1601 ALHAMBRA BOULEVARD
SACRAMENTO, CA 95816-7083(916) 227-3909
FAX (916) 227-3895
www.post.ca.gov

June 26, 1998

COPY

Rabbi Marvin Hier, Dean and Founder
Simon Wiesenthal Center
Museum of Tolerance
9760 West Pico Blvd.
Los Angeles, CA 90035 - 4792

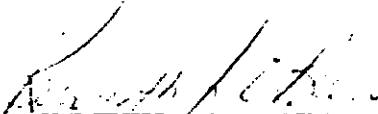
Dear Rabbi Hier:

Recently, the Commission on Peace Officer Standards and Training (POST) received the enclosed correspondence from the director of the Islamic Networks, Inc. (INI), Maha ElGenaidi. The letter expresses concerns relative to the displays and dialogue used in the *Tools for Tolerance for Law Enforcement* training program. Director ElGenaidi has indicated that these issues are brought forward on behalf of the INI and three other Islamic organizations, the Council on American Islamic Relations (CAIR), Muslim Public Affairs Council (MPAC) and the Shura Council of Southern California. She further advised that these concerns have been previously brought to the attention of the Museum of Tolerance and POST staff in prior correspondence and meetings. She also indicates that these issues have not been satisfactorily resolved in a timely manner.

It is requested that the Simon Wiesenthal Center review the concerns raised by the Islamic Networks Inc. and respond with appropriate modifications or changes that will address these issues and/or enhance the overall law enforcement training program. Our Center for Human Relations program manager, Steve Chaney, is available to assist in this review of the *Tools for Tolerance* law enforcement training program curriculum. He may be contacted at (916) 227-3912. Additionally, we would encourage you to deal directly with the Islamic Network Inc. in developing a reasonable and timely resolution to their concerns.

Thank you for your continued efforts in providing training to California law enforcement personnel.

Sincerely,

KENNETH J. O'BRIEN
Executive Director

Enclosure

cc: Liebe Geft, Director, Museum of Tolerance

In the name of Allah, the Compassionate, the Merciful

ISLAMIC NETWORKS, INC.

FAX TRANSMISSION

Date: 6/22/98

To: Ken O'Brian, POST Executive Director

From: Maha ElGenaidi (408) 296-7312 Ph / (408) 296-7313 Fax

Regarding: Tools for Tolerance Program

Pages: 4 (including this cover sheet)

Peace.

Maha ElGenaidi.

Islamic Networks, Inc.

2136 The Alameda, Suite 2F

San Jose, CA 95128

(408) 296-7312, Fax (408) 296-7313, ini@ing.org

June 22, 1998

Steve Cheney
P.O.S.T.
1601 Alhambra Blvd.
Sacramento, CA 95816

Dear Steve,

To reiterate our conversation today, we are still waiting to hear back from POST on Muslim concerns with the *Tools for Tolerance for Law Enforcement* program. We are expecting POST to propose solutions to the list of concerns we gave to POST, as attached to this letter.

On March 11, a group of four Islamic organizations, representing the one million Muslims in California, met with Dave Spisak from POST. Dave heard detailed concerns Muslims had with the *Tools for Tolerance for Law Enforcement* program. The March 11th meeting followed a POST-funded formal evaluation of the program by a Muslim focus group on Nov. 11, 1997.

And, as Dave would know, I first raised these concerns during a September 8th, 1997 Tools for Tolerance program to which I was invited through the Bay Area Hate Crimes Investigators Association (BAHCIA).

By copy of this, I think everyone at POST would agree that Muslim groups have been very patient in trying to resolve the negative effects we believe the Tools for Tolerance program is having on Muslim-Police relations. Hopefully, this will be my third and final communication asking for POST's feedback to the March 11th meeting we had with Dave. We'd like to move beyond the "stage of evaluation" to potentially implementing solutions, which based on the ones that we discussed in the March 11 meeting, can be implemented rightaway. I hope to hear back from POST this week. Thank you.

Sincerely,



Maha ElGenaidi

Director, Islamic Networks, Inc.

Co-President, Bay Area Hate Crimes Investigators Association (BAHCIA)

Advisor, POST Cultural Diversity Training

Advisor, POST Hate Crimes Policy and Training

Cc:

✓ Ken O'Brian, POST Executive Director; Bud Lewallen, POST Bureau Chief

Dave Spisak

Council on American Islamic Relations (CAIR)

Muslim Public Affairs Council (MPAC)

Shura Council of Southern California

March 11, 1998

Concerns Muslims have with the Tools for Tolerance for Law Enforcement program
Author: Maha ElGenaidi

1) Museum exhibits tour portion of the Tools for Tolerance for Law Enforcement

- A. Lacks exhibits that deal with hate of Muslims and Arabs, both of whom are primary victims of hate in the United States
- B. Existing exhibits relating to Arabs and Muslims are all exhibits of fanatics, or perpetrators of hate.

Specifically, the section that is located immediately before entering the holocaust tour, referred to by tour guides as the "Wall of Demagogues" and Rabbi Heir as the "The Persuaders", sets the stage by stating:

These headlines could be today's headlines; words have been our most powerful weapon. Our human legacy includes violence and repression

This section contains three walls, two of which face each other are in the shape of vertically long rectangles, and in between them, a long horizontal rectangular wall. As soon as you enter this section, the first vertically long wall contains two panes. The first one reads:

Time to get rid of them, Kurds flee wrath of Saddam

The other reads:

Holy War ... Pope Calls for Christian Crusade

Although this panel is about the Christian crusades, the body of the message indicates that Crusades actions were "*due to atrocities of Moslem rule in Jerusalem*"

On the horizontally long rectangular wall, there are 3-4 panels, of which two relate to Muslims and Arabs.

The first panel, which is connected to the Holy War panel, displays a huge picture of Khomeini alongside Hitler's. Both pictures are equal in size and show arms extended in a Nazi like salute. We believe this equates Islam with Nazism.

The second panel contains Soviet-era Eastern bloc countries and others with images of Hitler and Mussolini are shown with stamps from Iran, Iraq, and Libya. We believe this equates Islam with Nazism and Fascism.

There are other panels in this section that contain smaller images of other political leaders, but none are as large as both Hitler's and Khomeini's.

- C. Imbalanced exhibits related to Muslims. This can be seen in the short film that deals with genocide in several parts of the world. It is very specific in references to Jews, Tutsis, Hutus, etc. But when Bosnia is mentioned, the narrator says "they massacred each other", with no specific reference to the Bosnian Muslims who were the target of genocide.

2) Presentations regarding hate crimes

We were told by the museum that tours by law enforcement are tailored upon request to include presentations on hate crimes and cultural diversity. For the presentations on hate crimes, I noted the following:

- A. Presentations relating to hate perpetrators were inadequate. Presentations dealt mainly with organized hate groups, which according to the Southern Poverty Law Center are responsible for a miniscule percentage of all, hate crimes and violence. The majority of hate violence against minorities, like American Muslims or Arabs, are being committed by individuals acting on impulse, and not organized groups. This may lead the officer to ignore the majority types of hate crimes and focus only on crimes s/he can recognize.
- B. Presentations relating to hate victims were inadequate. Presentations dealt mainly with hate of traditionally victimized groups: Jews and Blacks. Hate violence today is being committed against various other minority and religious groups.

3) Presentations regarding culturally diverse groups

I haven't seen any presentations on that subject unless the testimony by the Holocaust survivor was such a presentation. In that case, a presentation of that type is very effective. I remember speaking with Leibe about including Muslims and Arabs as speakers; an idea she seemed excited about.

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

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June 26, 1998

COPY



Ms. Maha ElGenaidi, Director
Islamic Networks, Inc.
2136 The Alameda, Suite 2F
San Jose, CA 95126

Dear Ms. ElGenaidi:

This letter is in response to your recent correspondence expressing your concerns relative to the displays and dialogue used in the Simon Wiesenthal Center, Museum of Tolerance, *Tools for Tolerance for Law Enforcement* training program. We understand that these concerns have been brought to the attention of the Museum of Tolerance and POST staff in prior correspondence and meetings and that they have not been resolved to your satisfaction. Your correspondence has been forwarded to the Simon Wiesenthal Center and we have requested that they review your concerns and provide feedback regarding any appropriate modifications or changes to the program that will address the issues and/or enhance the overall program. We will keep you apprised of any development in this matter.

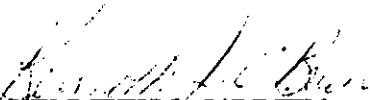
In this regard, it is important to understand that POST has been uniquely charged by the state legislature to disburse state allocations for law enforcement training certified for presentation specifically through the Museum of Tolerance. Our responsibility is restricted to the certification and presentation of curriculum presented in the *Tools for Tolerance for Law Enforcement* training program. In order to ensure this training program is fulfilling its intended purpose, we have initiated a ~~formal~~ independent evaluation to assess its effectiveness. This evaluation is focusing on the variable impact the training may have on local law enforcement employees in relationship to their agency, clients, and the communities they serve. We have recently received evaluation strategies on behalf of the Islamic community that will be made available to the selected project vendor for consideration when conducting this statewide review. It is anticipated this comprehensive evaluation process will produce constructive criticism for improving the overall effectiveness of this training program.

Ms. Maha ElGenaidi
Page 2
June 26, 1998

Upon completion of the evaluation project a summary report will be presented to the POST Commission at its January 1999 meeting. Based upon that report the Commission will consider recommendations to improve the program. If you need any further assistance or have any questions regarding this matter, please contact our Center for Human Relations program manager, Steve Chaney, at (916) 227-3912.

Thank you for your continued support and involvement in California law enforcement training programs.

Sincerely,


KENNETH J. O'BRIEN
Executive Director

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

1601 ALHAMBRA BOULEVARD
SACRAMENTO, CA 95816-7083

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April 23, 1998

Rabbi Marvin Hier, Dean and Founder
Simon Wiesenthal Center, Museum of Tolerance
9760 West Pico Boulevard
Los Angeles, California 90035-4792

Dear Rabbi Hier:

We are pleased to inform you that authorization was received at the April 1998 Commission meeting to enter into a contract for fiscal year 98/99 for the continued presentation of the *Tools for Tolerance* training program at the Simon Wiesenthal Center.

As you are aware, the contract deliverables for fiscal year 97/98 require the development of an independent evaluation to assess the effectiveness of this major training program. It is important the Request for Proposal be awarded immediately at the beginning of fiscal year 98/99. The established time line for this project is predicated on a completed report to the Commission by November 1998.

At the April 1998 meeting, concern was expressed that the Request for Proposal and commensurate bid processes for this project had not been completed. The Commission directed that staff prepare a report concerning the evaluation process for the July 1988 meeting. We request that you share these concerns with your staff.

Our staff remains available to assist your Museum Director, Dr. Liebe Geft, in the preparation of the Request for Proposal. The POST Evaluation Advisory Group will provide assistance for the vendor selection and guidance during the independent evaluation phase of the project. If POST can be of any additional assistance, please contact the manager for our Human Relations Programs, Senior Consultant Steve Chaney at (916) 227-3912.

Thank you for your continued support and commitment for the training of California's law enforcement.

Sincerely,

A handwritten signature in cursive script that reads "Kenneth J. O'Brien".
KENNETH J. O'BRIEN
Executive Director