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| Agency:       | Part 5. POST Field Training Model |
| Field Training Program Manual– Volume 2 | Date:       |

section 10

Search and Seizure

10.1 – 10.3 Competency Requirements

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| Contents |
| 10.1 Search Concepts10.2 Seizure Concepts10.3 Warrants List of SubtopicsAttestationInstructions to AdministratorsInstructions to FTOs |

**Note to Administrators**

In order for POST to review and approve your agency’s Field Training Manual, you MUST submit the following electronic files:

1) POST-approved Field Training Application ([Form 2-229](https://post.ca.gov/portals/0/post_docs/publications/2-229.pdf))

2) Your department’s Policy & Procedure Manual

3) Your completed Guide (Volumes 1 & 2), including ALL competency requirements covered in Part 5, Sections 1–18.

LIST OF SUBTOPICS

###### 10.1 SEARCH CONCEPTS

10.1.01 Terminology

10.1.02 Circumstances Allowing Legally Authorized Searches

10.1.03 Items Which May Be Legally Searched

10.1.04 Limits of Searches

10.1.05 Exclusionary Rule

###### 10.2 SEIZURE CONCEPTS

10.2.01 Lawful Evidence Seizure

###### 10.3 WARRANTS

10.3.01 Obtaining Search and Arrest Warrants

10.3.02 Serving Search and Arrest Warrants

10.3.03 Demonstrating Proper Procedures for Obtaining and Serving Warrants

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| SECTION 10 | SEARCH AND SEIZURE |
| Check one ONLY: [ ]  Phase 1 [ ]  Phase 2 [ ]  Phase 3 [ ]  Phase 4 [ ]  Phase 5 |  |
| Trainee |       |  FTO  |       |

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| 10.1 SEARCH CONCEPTS |
| 10.1.01 Terminology |
|  | The trainee shall review and explain the following terms relative to searches: |
|  | 1. Consent
2. Scope of Searches
3. Contemporaneous
4. Probable Cause
 | 1. Instrumentalities of a crime
2. Contraband
3. Knock and Notice
4. Container search doctrine
 |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
| Trainee: |        |       |        |       |        |       |
| Comments:      |

Additional Information:

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| 10.1.01 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.1.01 Part B - Agency Training Details *(field will expand automatically)* |
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| 10.1.02 Circumstances Allowing Legally Authorized Searches |
|  | The trainee shall recognize and explain the circumstances under which the following types of legally authorized searches may be made. These circumstances shall minimally include: |
|  | 1. Pat searches for weapons
2. Consent searches
3. Probable cause search
4. A search warrant
 | 1. Plain sight
2. Incident to arrest
3. Exigent circumstances
4. Probation/parole search
 |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
| Trainee: |        |       |        |       |        |       |
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| 10.1.02 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.1.02 Part B - Agency Training Details *(field will expand automatically)* |
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| 10.1.03 Items Which May Be Legally Searched |
|  | The trainee shall identify items for which an officer may legally search. These items shall minimally include: |
|  | 1. Dangerous weapons
2. Fruits of the crime
3. Instruments of the crime
 | 1. Contraband
2. Suspects
3. Additional victims
 |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
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| Comments:      |

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| 10.1.03 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.1.03 Part B - Agency Training Details *(field will expand automatically)* |
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| 10.1.04 Limits of Searches |
|  | The trainee shall discuss the limits of searches when conducted with persons, vehicles, and buildings including: |
|  | 1. Protective sweeps
2. Closed containers
 | 1. Inventory searches
 |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
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| 10.1.04 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.1.04 Part B - Agency Training Details *(field will expand automatically)* |
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| 10.1.05 Exclusionary Rule |
|  | The trainee shall explain the “exclusionary rule” and its effect upon police action and procedures including: |
|  | 1. Court filings
 | 1. Prosecution of suspects
 |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
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| Comments:      |

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| 10.1.05 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.1.05 Part B - Agency Training Details *(field will expand automatically)* |
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| 10.2 SEIZURE CONCEPTS |
| 10.2.01 Lawful Evidence Seizure |
|  | The trainee shall review and explain the concept of lawful evidence seizure, including instances where force may be justified, such as: |
|  | 1. Preventing a suspect from swallowing evidence
2. Inducing a suspect to vomit
 | 1. Extracting blood evidence from a suspect
2. Extracting fingerprint evidence from a suspect
 |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
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| 10.2.01 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.2.01 Part B - Agency Training Details *(field will expand automatically)* |
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| 10.3 WARRANTS |
| 10.3.01 Obtaining Search and Arrest Warrants |
|  | The trainee shall explain the laws and procedures for obtaining search and arrest warrants, to minimally include: |
|  | 1. Probable cause necessity
2. Allowable exclusions (including hot pursuit and emergency situations)
 | 1. Process for obtaining warrants during and after business hours
 |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
| Trainee: |        |       |        |       |        |       |
| Comments:      |

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| 10.3.01 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.3.01 Part B - Agency Training Details *(field will expand automatically)* |
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| 10.3.02 Serving Search and Arrest Warrants |
|  | The trainee shall describe the process for serving search and arrest warrants, including: |
|  | 1. Hours of service for felony arrest warrants
2. Hours of service for misdemeanor arrest warrants
3. Hours of service for search warrants
 | 1. Knock and notice for search warrants, and exemptions to
2. “Signing off” warrants/return
 |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
| Trainee: |        |       |        |       |        |       |
| Comments:      |

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| 10.3.02 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.3.02 Part B - Agency Training Details *(field will expand automatically)* |
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| 10.3.03 Demonstrating Proper Procedures for Obtaining and Serving Warrants |
|  | Given an incident and necessary probable cause that calls for a search or arrest warrant, the trainee shall follow agency procedures for obtaining and serving the appropriate warrant(s). |
| Reference(s):  |       | Case # *(If applicable)*      | Incident #       |
|  | Received Instruction | Competency Demonstrated | How Demonstrated? | Remedial Training | How Remediated? |
|  | Signature | Date | Signature | Date | Signature | Date |
| FTO: |       |       |       |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |        |       | [ ]  Field Perform[ ]  Role Play[ ]  Written Test[ ]  Verbal Test |
| Trainee: |        |       |        |       |        |       |
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| 10.3.03 Part A - Reference Agency Policies/Procedures, if applicable *(600 characters maximum)* [ ]  N/A |
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| 10.3.03 Part B - Agency Training Details *(field will expand automatically)* |
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**See next page for Attestation**

Part 5 – Section 10: Search and Seizure

ATTESTATION FOR SECTION 10

**To enter your electronic signature:**

* Export your file as a PDF. (Go to File > Export > Create PDF/XPS Document)
* Click on “Fill & sign” > Click on “Sign” icon at top of page > Click on “Add signature”
* Click on the “Image” icon > Click “Select image” > Locate your signature file > Click “Apply” to place your signature.
* Enter your full name next to your signature.

**YOUR ELECTRONIC SIGNATURES VERIFY** that the Field Training Officer (FTO) and trainee attest to the following:

1. The FTO(s) provided all instruction, training, and related feedback/comments to the trainee in accordance with the agency’s training requirements for this portion of the Field Training Program.

2. The trainee demonstrated all competencies required for this portion of the Field Training Program.

3. If remedial training was performed, the results were reviewed by the appropriate FTO(s) and accepted by the trainee.

4. The final evaluation of the trainee’s performance for this portion of the Field Training Program were approved by the FTO(s) and accepted
by the trainee.

Primary Field Training Officer: Print Full Name:

 Trainee: Print Full Name:

**IMPORTANT:** After signing the Attestation, the file will be “locked” and **CANNOT BE MODIFIED**. If you need to make changes, both signatures must be removed and re-entered after the final revisions have been made.

**To remove the electronic signature:**  Click on the signature > Click on the trash icon.

**See the following pages for Instructions for Administrators and FTOs**

**How to Complete Volume II (Sections 1–18)**

INSTRUCTIONS FOR ADMINISTRATORS

**Volume II of the Field Training Manual consists of 18 Sections.** Each Section is provided as a separate file on the POST website. Prior to submitting your FTP Manual to POST for review, you must complete all 18 Sections and include them as part of your Manual.

1. ***Set up:*** Keep a Master copy of each Section file for reference. Make a copy of the file to use for agency-specific entries.
2. ***For each Section (1–18):***
	1. Open the applicable file and add agency name and date (M/Y) at the top of page 1. (Do NOT alter any other portions of the file, with the exclusion of Parts A and B.)
	2. For each subsection, complete Parts A and B.
		* *Part A:* Input relevant policy references from Department Policy Manual (ex. Sacramento SD Policy: Use of Force).
		* *Part B:* Input agency training details.
3. ***After completing ALL sections (1–18),*** you are required to submit the following materials via email to POST for review and approval (do NOT send printed copies):
	* 1. **Volume I and Volume II (Sections 1-18**
		2. **POST** [**2-229**](https://post.ca.gov/portals/0/post_docs/publications/2-229.pdf) **Form (scanned copy of signed original)**
		3. **Department Policy Manual**
4. Mail your POST 2-229 Form to:

**Commission on POST**

***Field Training***

**860 Stillwater Road, Suite 100**

**West Sacramento, CA 95605**

**See next page for Instructions for Field Training Officers**

 **How to Complete Volume II (Sections 1–18)**

INSTRUCTIONS FOR FIELD TRAINING OFFICERS (FTOs)

**Volume II of the Field Training Manual consists of 18 Sections.** Each Section has been customized by your agency administrator(s) to include references to policies and procedures and training details to meet your agency’s Field Training Program requirements. Each file is provided as a separate file. For each Section (1–18), complete all tables for each topic.

1. ***Set up:*** Keep an unchanged copy of each section file as a master for reference. Make a copy of the file to use for your training sessions.
2. ***Tracking your training sessions:***
	1. Upon completing each competency, enter the FTO and trainee names and dates, and how the competency was demonstrated, into the applicable tables.
	2. Enter any note-worthy comments related to the trainee’s performance.
3. ***If trainee requires remedial training:***
	1. Enter the FTO and trainee names and dates, and how the competency was remediated, to show that each competency was completed.
	2. Enter any additional note-worthy comments related to the trainee’s performance.
4. ***Attestation:*** After all competencies have been performed, including any remedial training, the primary FTO and trainee MUST enter their electronic signatures on the Attestation page (see instructions) to verify that the trainee has completed this portion of the Field Training Program.

**End Section**