

POST Legislative Committee Meeting

Action Summary

Sheraton Universal Hotel
333 Universal Hollywood Drive
Universal City, CA 91608

Thursday, June 25, 2015 @ 8:30 a.m.



EDMUND G. BROWN JR.
GOVERNOR

KAMALA D. HARRIS
ATTORNEY GENERAL

CALL TO ORDER

Chair Jeff Moore called the meeting to order at 8:30 a.m.

ROLL CALL

Commissioner Members Present

Lai Lai Bui
Joyce Dudley
Sandra Hutchens
Peter Kurylowicz
Jeff Moore, Chair
Larry Wallace

Commissioner Members Absent

Robert Doyle

A. APPROVAL OF THE MINUTES

MOTION – Bui, **SECOND** –Kurylowicz carried unanimously to approve the Action Summary and Meeting Minutes of the February 19, 2015, at the Wyndham Anaheim Garden Grove, 12021 Harbor Blvd., Garden Grove, California.

B. BILLS OF INTEREST (ORAL REPORT)

1. AB 65 (Alejo) – Local law enforcement: body-worn cameras: grant program.

Alexis Blaylock reported that AB 65 is held under submission in Assembly Appropriations, and may become a two year bill. If this bill is carried over into next session, this bill would reduce POST funds by \$14,000,000. Blaylock commented that many of the law enforcement community were unaware of the impact of this bill, and as a result, some of the law enforcement agencies who had shown support for the bill advised that they would withdraw their support for AB 65.

2. AB 334 (Cooley) – Peace officers: training: profiling of motorcycle riders.

Blaylock reported that AB 334 is held under submission in Assembly Appropriations, and may become a two year bill. This bill would require POST to develop training to ensure that profiling of motorcycle riders is addressed in basic and in-service training. It would also require law enforcement agencies to adopt written policy designed to condemn and prevent the profiling of motorcycle riders. Blaylock commented that recent media attention regarding motorcycle gang violence did not help this bill.

3. AB 546 (Gonzalez) – Peace officers: basic training requirements.

Blaylock commented AB 546 has recently been amended. It seeks to authorize a probation department to apply to either the Commission or the Board of State and Community Corrections to become a certified presenter of the Penal Code (PC) 832 Course for the purpose of training probation officers. The bill would require POST to assume probation meets the demonstrated need standard in the process of evaluating a certification request for PC 832 courses. This bill is a follow-up to AB 1860 which allows probation to exclude the public from attendance of PC 832 courses certified to probation departments.

Blaylock also commented that POST has met with Riverside and San Diego County Probation Departments to discuss their training needs and that POST is currently working with Chief Probation Officers of California to reach mutually acceptable language.

4. AB 953 (Weber) – Law enforcement: racial profiling.

Blaylock reported on AB 953 which would establish the Racial and Identity Profiling Act of 2015. It would revise the definition of racial profiling to instead refer to *racial or identity profiling*. It would also make a conforming change to the prohibition against law enforcement officers engaging in that practice and make the prohibition specifically applicable to probation and parole officers.

Blaylock said that this bill will significantly affect the law enforcement community and will only affect POST regarding the update of existing curricula to reflect the redefinition of racial profiling.

5. AB 1168 (Salas) – Peace officers: basic training requirements.

Blaylock stated that AB 1168 has been recently amended. The bill seeks to, until January 1, 2019, exempt a custodial peace officer (PC 830.1(c)) who previously completed the Regular Basic Course from the requirement to complete the Requalification Course examination if he or she has been continuously employed as a custodial peace officer for a period not exceeding five years by the agency making the appointment.

6. AB 1194 (Eggman) – Mental health: involuntary commitment.

Blaylock explained that AB 1194 would require, when determining if a person is a danger to himself or herself, or to others, as a result of a mental health disorder, that the individual making that determination consider available relevant information about the historical course of the person's mental disorder if the individual concludes that the information has a reasonable bearing on the determination. Blaylock commented that POST has no issues with this bill as amended and this bill has been referred to the Senate Health Committee.

7. SB 11 (Beall) – Peace officer training: mental health.

Blaylock stated this bill, as amended, would require POST to add a 20-hour behavioral health classroom training course in the academy in addition to the current hourly requirement. The bill would require POST to establish and keep updated a 4-hour behavioral health course, and it would require law enforcement officers assigned to patrol duties with the rank of supervisor or below to complete the course every four years.

Blaylock informed the Legislative Review Committee that POST is working with the Governor's Office and the author to amend the bill to allow for 10 hours of mental health training within the Regular Basic Course. She added that POST is also working with the Governor's Office and the author regarding the continuing training requirement and stated that POST is recommending a minimum of three hours of training instead of four hours. No final agreement has been reached and it is still a work in progress.

8. SB 29 (Beall) – Peace officer training: mental health.

Blaylock reported that this bill would require POST to require field training officers who are instructors for the field training program to have 20 hours of promising or evidence-based behavioral health training. The bill would also require, as part of the field training program, 20 hours of field training relating to law enforcement handling persons with mental illness or intellectual disability. Blaylock stated that POST is working with the Governor's Office and the author to amend this bill to update the FTO course to include two hours of mental health training and a requirement for newly appointed field training officers to take a crisis intervention course of at least eight hours within six months of being assigned or appointed to a field assignment. Blaylock commented that no final agreement on this bill has been reached and it is still a work in progress.

9. SB 128 (Wolk) – End of life.

Blaylock addressed SB 128 and said this bill would enact the End of Life Option Act authorizing an adult who meets certain qualifications, and who has been determined by his or her attending physician to be suffering from a terminal disease, as defined, to make a request for a drug prescribed pursuant to these provisions for the purpose of ending his or her life. Blaylock commented that this would create new crimes, making it a felony to knowingly alter or forge a request for medication to end an individual's life

without his or her authorization or to conceal or destroy a rescission of a request for medication, if it is done with the intent or effect of causing the individual's death. Blaylock added that it would also be a felony to knowingly coerce or exert undue influence on an individual to request medication for the purpose of ending his or her life or to destroy a rescission of a request. If passed, Blaylock said that POST would update death investigation and any other relevant training materials accordingly.

ADJOURNMENT

MOTION – Kurylowicz, **SECOND** – Wallace carried unanimously to accept and forwards the staff Legislative Report to the Commission.

Chair Jeff Moore adjourns the meet at 9:18 a.m.

Respectfully Submitted,

MARIE BOUVIA
Executive Assistant

Attachment – Transcript