

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

December 15, 1998

BULLETIN: 98-28

SUBJECT: MANDATORY CRIMINAL HISTORY CLEARANCE FOR ADMISSION TO
POST-CERTIFIED P.C. 832 ARREST AND FIREARMS COURSE

Senate Bill 1442 (Rainey) was signed by the Governor and becomes effective January 1, 1999. This bill amends Penal Code Section 13511.5 and makes changes specifying that the training referred to in this provision of law includes the carrying and use of firearms. The amended law requires a written Department of Justice criminal history clearance for the **firearms component** of the P.C. 832 Arrest and Firearms Course.

Penal Code Section 13511.5 requires that each applicant for admission to a basic course of training certified by the Commission (including the P.C. 832 course) that includes the carrying and use of firearms, and 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 that the applicant has no criminal history background which would disqualify him or her, from owning, possessing, or having under his or her control a firearm.

The amended law affects any **non-sponsored** trainee seeking admission to the **firearms component** of the P.C. 832 course. Before being admitted to the 24-hour firearms training course, a non-sponsored trainee must submit a written criminal history clearance from the Department of Justice to the training presenter. A copy of the Department of Justice procedure is attached.

POST recommends that presenters list this prerequisite requirement in their course announcements and catalogues. It is the training presenters' responsibility to check and maintain a criminal history clearance letter on any trainee who is admitted to a basic course or the firearms portion of the P.C. 832 course.

Questions about the changes outlined in the amendments to Penal Code Section 13511.5 should be directed to the POST Basic Training Bureau at (916) 227-4252.

A handwritten signature in cursive script that reads "Kenneth J. O'Brien".

KENNETH J. O'BRIEN
Executive Director

Attachment

**CALIFORNIA DEPARTMENT OF JUSTICE
FIREARMS PROGRAM
Certification for Basic Courses of Training Certified by POST**

Section 13511.5 of the California Penal Code (PC) requires each person seeking admission to a basic course of training certified by the Commission on Peace Officer Standards and Training (POST) **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, to submit written certification from the California Department of Justice that he or she has no criminal history background which would disqualify him or her, pursuant to Section 12021 PC, 12021.1, or 8100, 8103 WIC, from owning, possessing, or having under his or her control any pistol, revolver, or other firearm capable of being concealed on the person.

Following are instructions for students who are required to apply for the written certification from the Department of Justice pursuant to 13511.5 PC:

Live Scan (Digitally Scanned Fingerprints)

All applicant fingerprint submissions must be transmitted electronically. Live Scan digital submissions provide the quickest way to submit and process background checks.

Live Scan technology allows digitally scanned fingerprints and related information to be submitted electronically to the Department of Justice within a matter of minutes and allows criminal background checks to be processed usually within 72 hours. In California, fingerprinting must be done by a certified fingerprint roller or qualified law enforcement personnel.

Before going to be fingerprinted, access the Internet and complete the "Request for Live Scan Service" form (http://ag.ca.gov/fingerprints/forms/BCII_8016.pdf). Complete the form online and then print a hard copy to bring with you to the fingerprinting service provider. The processing fee for a DOJ clearance will be \$51.00. Additional fee(s) may be charged by the Live Scan service provider.

The DOJ certification will be mailed directly to the applicant; therefore, the student's complete current mailing address must be entered into the fingerprint processing form.

You must ensure that the form includes:

ORI: **CA0349400**

Job Title: **POST Certification (Non-sponsored)**

Agency Address: **DOJ/FIREARMS DIVISION**

4949 Broadway

Sacramento, CA 95820

(916) 227-1375

If you have any questions regarding the P.O.S.T. non-sponsored certification process, please contact the Firearms Division at (916) 227-1375. For listing of live scan locations go to <http://caag.state.ca.us/fingerprints>