

INITIAL STATEMENT OF REASONS

Code of Ethics

Commission Regulation 1013 and Procedure C-3

At the October 18, 2018 meeting, the Commission proposed and approved amendments to Commission Regulation 1013 and Procedure C-3.

Justification for Proposed Revisions

The Law Enforcement Code of Ethics is contained in Commission Regulation 1013 and Procedure C-3. The Code of Ethics is required to be administered either during the academy or at the time of appointment. Most commonly, the Code of Ethics is administered in a group setting where peace officer recruits/trainees are required to memorize and recite the Code, word for word, during the basic academy. Proposed changes provide for more generic language to ensure that the Code of Ethics remains relevant and inclusive of those who serve and all who are served by California law enforcement.

Consistent with POST's goal to move all procedures into regulation, Commission Procedure C-3 (Code of Ethics) will be deleted and the language moved to Commission Regulation 1013.

Justification – Regulation 1013: Code of Ethics

The proposed changes will remove specific terms to provide for a more general and inclusive Code of Ethics. Specifically, the words "man" and "mankind" are being removed from the first paragraph and the phrase "before God" and accompanying footnote are being removed from the last paragraph.

Business Impact/Small Businesses

The Commission has made an initial determination that this regulatory proposal would have no significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states. The proposal does not affect small businesses, as defined by Government Code section 11342.610, because the Commission sets selection and training standards for law enforcement and does not have an impact on California businesses, including small businesses.

Cost Impacts on Representative Private Persons or Businesses

The Commission on Peace Officer Standards and Training is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with this proposed action.

Assessment

The adoption of the proposed regulation amendments will neither create nor eliminate jobs in the State of California and will not result in the elimination of existing businesses or create or expand businesses in the State of California.

INITIAL STATEMENT OF REASONS
Code of Ethics
Commission Regulation 1013 and Procedure C-3

Consideration of Alternatives

The Commission must determine that no reasonable alternative considered by the Commission or that has otherwise been identified and brought to the attention of the Commission would be more effective in carrying out the purpose for which the action is proposed, would be as effective, and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of the law.

Economic Impact Analysis

Impact of Jobs/New Business:

Because the Commission on Peace Officer Standards and Training sets selection and training standards for law enforcement, adoption of the proposed amendments of regulations will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California.

Assessment:

The adoption of the proposed regulation amendments will neither create nor eliminate jobs in the State of California and will not result in the elimination of existing businesses or create or expand businesses in the State of California.

Benefits of the Regulation:

The benefits of the proposed amendments to the regulations will ensure that those who serve and are served by California law enforcement adhere to a Code of Ethics that is relevant and inclusive of all. This could potentially assist departments with being more effective in preserving peace, protection of public health, safety, and welfare of California. The proposed amendments will not benefit the worker safety or the State's environment.