

**ASSEMBLY BILL**

**No. 1860**

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**Introduced by Assembly Member V. Manuel Pérez**

February 19, 2014

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An act to amend Section 832 of the Penal Code, relating to peace officers.

LEGISLATIVE COUNSEL'S DIGEST

AB 1860, as introduced, V. Manuel Pérez. Peace officers: basic training requirements.

Existing law requires every peace officer to complete an introductory course of training prescribed by the Commission on Peace Officer Standards and Training, except for specifically exempted categories of people, and imposes other training requirements on those persons who would exercise the powers of peace officers.

This bill would make technical, nonsubstantive changes in those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 832 of the Penal Code is amended to  
2 read:  
3 832. (a) Every person described in this chapter as a peace  
4 officer shall satisfactorily complete an introductory *training* course  
5 ~~of training~~ prescribed by the Commission on Peace Officer  
6 Standards and Training. On or after July 1, 1989, satisfactory  
7 completion of the course shall be demonstrated by passage of an

1 appropriate examination developed or approved by the commission.  
 2 Training in the carrying and use of firearms shall not be required  
 3 of ~~any~~ a peace officer whose employing agency prohibits the use  
 4 of firearms.

5 (b) (1) Every peace officer described in this chapter, prior to  
 6 the exercise of the powers of a peace officer, shall have  
 7 satisfactorily completed the course of training described in  
 8 subdivision (a).

9 (2) Every peace officer described in Section 13510 or in  
 10 subdivision (a) of Section 830.2 may satisfactorily complete the  
 11 training required by this section as part of the training prescribed  
 12 pursuant to Section 13510.

13 (c) Persons described in this chapter as peace officers who have  
 14 not satisfactorily completed the course described in subdivision  
 15 (a), as specified in subdivision (b), shall not have the powers of a  
 16 peace officer until they satisfactorily complete the course.

17 (d) ~~Any~~A peace officer who, on March 4, 1972, possesses or  
 18 is qualified to possess the basic certificate as awarded by the  
 19 Commission on Peace Officer Standards and Training ~~shall be~~ is  
 20 exempted from this section.

21 (e) (1) ~~Any~~A person completing the training described in  
 22 subdivision (a) who does not become employed as a peace officer  
 23 within three years from the date of passing the examination  
 24 described in subdivision (a), or who has a three-year or longer  
 25 break in service as a peace officer, shall pass the examination  
 26 described in subdivision (a) prior to the exercise of the powers of  
 27 a peace officer, except for ~~any~~ a person described in paragraph  
 28 (2).

29 (2) The requirement in paragraph (1) does not apply to ~~any~~ a  
 30 person who meets any of the following requirements:

31 (A) Is returning to a management position that is at the second  
 32 level of supervision or higher.

33 (B) Has successfully requalified for a basic course through the  
 34 Commission on Peace Officer Standards and Training.

35 (C) Has maintained proficiency through teaching the course  
 36 described in subdivision (a).

37 (D) During the break in California service, was continuously  
 38 employed as a peace officer in another state or at the federal level.

39 (E) Has previously met the requirements of subdivision (a), has  
 40 been appointed as a peace officer under subdivision (c) of Section

1 830.1, and has been continuously employed as a custodial officer  
2 as defined in Section 831 or 831.5 by the agency making the peace  
3 officer appointment since completing the training prescribed in  
4 subdivision (a).

5 (f) The commission may charge appropriate fees for the  
6 examination required by subdivision (e), not to exceed actual costs.

7 (g) Notwithstanding any other ~~provision of law~~, the commission  
8 may charge appropriate fees for the examination required by  
9 subdivision (a) to each applicant who is not sponsored by a local  
10 or other law enforcement agency, or is not a peace officer employed  
11 by, or under consideration for employment by, a state or local  
12 agency, department, or district, or is not a custodial officer as  
13 defined in Sections 831 and 831.5. The fees shall not exceed actual  
14 costs.

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