

ASSEMBLY BILL

No. 1469

Introduced by Assembly Member Achadjian

February 27, 2015

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

LEGISLATIVE COUNSEL'S DIGEST

AB 1469, as introduced, Achadjian. 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 as specified, and provides that persons described as peace officers who have not satisfactorily completed the course shall not have the powers of a peace officer until they satisfactorily complete the course.

This bill would make technical, nonsubstantive changes to that provision.

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 prescribed by the Commission on Peace Officer Standards and
6 Training. On or after July 1, 1989, satisfactory completion of the

1 course shall be demonstrated by passage of an appropriate
2 examination developed or approved by the commission. Training
3 in the carrying and use of firearms shall not be required of a peace
4 officer whose employing agency prohibits the use 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 training course described in subdivision
8 (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~~ *A person* described in this chapter as ~~a peace officers~~
14 *officer* who ~~have~~ *has* not satisfactorily completed the course
15 described in subdivision (a), as specified in subdivision (b), shall
16 not have the powers of a peace officer until ~~they~~ *he or she*
17 satisfactorily ~~complete~~ *completes* the course.

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

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

29 (2) The requirement in paragraph (1) does not apply to a person
30 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 law, the commission may charge
8 appropriate fees for the examination required by subdivision (a)
9 to each applicant who is not sponsored by a local or other law
10 enforcement agency, or is not a peace officer employed by, or
11 under consideration for employment by, a state or local agency,
12 department, or district, or is not a custodial officer as defined in
13 Sections 831 and 831.5. The fees shall not exceed actual costs.

14 (h) A probation department that is a certified provider of the
15 training course described in this section shall not be required to
16 offer the course to the general public.