

AMENDED IN SENATE MARCH 24, 1998

**SENATE BILL**

**No. 1844**

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**Introduced by Senator Thompson**

February 19, 1998

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An act to add Section 13514.5 to the Penal Code, relating to crime prevention.

LEGISLATIVE COUNSEL'S DIGEST

SB 1844, as amended, M. Thompson. Crime prevention: peace officer training.

Existing law requires the Commission on Peace Officer Standards *and* Training to, among other things, adopt rules establishing minimum standards for the purpose of raising the level of competence of local law enforcement officers.

This bill would require the commission to implement on or before January 1, 1999, a course or courses of instruction for the training of law enforcement officers, as defined, in the handling of acts of civil disobedience and to adopt guidelines establishing standard procedures that may be followed by police agencies in responding to acts of civil disobedience.

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

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

1 SECTION 1. Section 13514.5 is added to the Penal  
2 Code, to read:  
3 13514.5. (a) The commission shall implement on or  
4 before ~~January~~ July 1, 1999, a course or courses of

1 instruction for the training of law enforcement officers in  
2 the handling of acts of civil disobedience and adopt  
3 guidelines ~~establishing standard procedures~~ that may be  
4 followed by police agencies in responding to acts of civil  
5 disobedience.

6 (b) The course of ~~basic~~ training for law enforcement  
7 officers shall include adequate consideration of all of the  
8 following subjects:

9 ~~(1) Appropriate use of force, including use of batons,~~  
10 ~~chemical agents, and firearms.~~

11 ~~(2) Mediation.~~

12 ~~(3) Nature and extent of passive resistance.~~

13 ~~(4)~~

14 (1) *Reasonable use of force.*

15 (2) *Dispute resolution.*

16 (3) *Nature and extent of civil disobedience, whether*  
17 *it be passive or active resistance.*

18 (4) *Media relations.*

19 (5) *Public and officer safety.*

20 (6) Documentation, report writing, and evidence  
21 collection.

22 ~~(5)~~

23 (7) Crowd control.

24 (c) (1) All law enforcement officers who have  
25 received their basic training before ~~January~~ July 1, 1999,  
26 may participate in supplementary training on responding  
27 to acts of civil disobedience, as prescribed and certified by  
28 the commission.

29 (2) ~~Local~~ *Law* enforcement agencies are  
30 encouraged to include, as part of their advanced officer  
31 training program, periodic updates and training on  
32 responding to acts of civil disobedience. The commission  
33 shall assist these agencies where possible.

34 (d) (1) The course of instruction, the learning and  
35 performance objectives, the standards for the training  
36 and the guidelines shall be developed by the commission  
37 in consultation with appropriate groups and individuals  
38 having ~~an interest and~~ expertise in responding to acts of  
39 civil disobedience. The groups and individuals shall  
40 include, but not be limited to, law enforcement agencies,



1 police academy instructors, subject matter experts and  
2 members of the public. Different regional interests such  
3 as rural, suburban, and urban interests may be  
4 represented by the participating parties.

5 (2) The commission, in consultation with the groups  
6 and individuals described in paragraph (1), shall review  
7 existing training programs to determine in what ways  
8 civil disobedience training may be included as part of  
9 ongoing programs.

10 (e) As used in this section, “law enforcement officer”  
11 ~~means any officer or employee of a local police~~  
12 ~~department or sheriff’s office, any peace officer of the~~  
13 ~~Department of Parks and Recreation, as defined in~~  
14 ~~subdivision (g) of Section 830.2, any peace officer of the~~  
15 ~~University of California Police Department, as defined in~~  
16 ~~subdivision (c) of Section 830.2, any peace officer of the~~  
17 ~~California State University police departments, as~~  
18 ~~defined in subdivision (d) of Section 830.2, or a peace~~  
19 ~~officer, as defined in subdivision (d) of Section 830.31.~~  
20 *means any peace officer as defined in Chapter 4.5*  
21 *(commencing with Section 830) of Title 3.*

22 (f) It is the intent of the Legislature in enacting this  
23 section to provide law enforcement officers with  
24 additional training so as to control acts of civil  
25 ~~disobedienece with appropriate use of force, minimum~~  
26 ~~disruption to commerce and community affairs, and~~  
27 ~~maximum safeguards for public safety.—~~ *disobedienece with*  
28 *reasonable use of force and to ensure public and officer*  
29 *safety with minimum disruption to commerce and*  
30 *community affairs.*

31 (g) *It is also the intent of the Legislature in enacting*  
32 *this section that the guidelines to be developed by the*  
33 *commission should take into consideration the roles and*  
34 *responsibilities of all law enforcement officers responding*  
35 *to acts of civil disobedience.*

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