



Roll Call Training Bulletin

Produced by: Pat Higgins, PSU
Prepared by: Jeremy Ratcliffe, PSU

Katherine Lester, Chief of Police
Volume 132

Legislative Update for 2024

The following are legislative updates effective January 1, 2024. Please familiarize yourself with the changes to law. If you have any questions regarding these changes, you may consult your supervisor, the training division, or the Professional Standards Unit.

ALL PERSONNEL

STOPS-NOTIFICATION BY PEACE OFFICERS: Government Code § 12525.5 (Amend, Repeal) Government Code § 1656.3 (Add), Vehicle Code § 2806.5 (Add).

Summary:

Requires a peace officer making a traffic or pedestrian stop, before engaging in questioning related to a criminal investigation or traffic violation, to state the reason for the stop, unless the officer reasonably believes that withholding the reason for the stop is necessary to protect life or property from imminent threat and requires the officer to document the reason for the stop on any citation or police report resulting from the stop.

CATALYTIC CONVERTERS: Vehicle Code § 10753

SUMMARY:

Makes it a misdemeanor to remove, alter, or obfuscate any vehicle identification number (VIN) or other unique marking that has been added to a catalytic converter and makes it a misdemeanor to knowingly possess three catalytic converters that have a VIN or other unique marking removed, altered, or obfuscated.

AUTOMOBILE DISMANTLERS-CATALYTIC CONVERTERS: Vehicle Code §§ 220, 221, 11500 (Amended)

SUMMARY:

Revises the definition of automobile dismantler thereby making it a misdemeanor for a person to possess nine or more used catalytic converters that have been cut from a vehicle unless they are a licensed automobile dismantler.

EXCITED DELIRIUM: § 1156.5 to the Evidence Code, and to add Chapter 3.5 (commencing with § 24400) to Division 20 of the Health and Safety Code, relating to excited delirium.

SUMMARY:

Prohibits a peace officer from using the term "excited delirium" to describe an individual in an incident report but would not prohibit the peace officer from describing an individual's behavior, as specified.



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HUMAN TRAFFICKING-VICTIM RIGHTS: Penal Code § 236.21 (Added)

SUMMARY:

Provides that a victim of human trafficking or abuse has the right to have a human trafficking advocate and a supporter person of the victim's choosing present at an interview by a law enforcement authority. Provides that an initial investigation by law enforcement to determine whether a crime has been committed and the identity of the suspects does not constitute a law enforcement interview for purposes of this bill.

VEHICLES-CRUIISING: Vehicle Code §§ 21100 (Amended) and 24008 (Repealed)

SUMMARY:

Removes the authorization for a local authority to regulate cruising, repeals the prohibition on cruising and repeals regulation regarding vehicle clearance.

BODY ARMOR PROHIBITION: Penal Code § 31360 (Amended)

SUMMARY:

Prohibits a person from purchasing or possessing body armor if state law prohibits them from possessing a firearm.

EMERGENCY NOTIFICATION-EBONY ALERT: MISSING BLACK YOUTH: Government Code § 8594.14

SUMMARY:

Establishes the Ebony Alert system to aid in the location of missing Black youths, including young women and girls, who are reported missing under unexplained or suspicious circumstances, at risk, developmentally disabled, cognitively impaired, or who have been abducted.

CRIMES-RELINQUISHMENT OF FIREARMS: Penal Code §§ 11106 and 29810 (Amended) and 29813 (Added)

SUMMARY:

Reduces the amount of time a defendant who does not remain in custody has to relinquish a firearm following a conviction and requires the Department of Justice (DOJ) to provide local law enforcement agencies and district attorneys access through an electronic portal to information identifying persons who have not relinquished their firearms as required by law.



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MENACE TO PUBLIC HEALTH-CLOSURE BY LAW ENFORCEMENT: Penal Code § 409.5

SUMMARY:

An authorized media representative, as specified, cannot facilitate the entry of a person into, or facilitate the transport of a person within an area closed due to a menace to the public safety or health, if that person is not also an authorized media representative, unless for the purposes of safety of the person.

PROTECTIVE ORDERS: Family Code § 6383 (Amended)

SUMMARY:

Expands the requirement for law enforcement officers (except PC 830.5) to serve domestic violence orders upon request of a petitioner in order to more efficiently help victims of domestic violence.

EMERGENCY SERVICES-ENDANGERED MISSING ADVISORY: Government Code § 8594.11 (Added)

SUMMARY:

Codifies the California Highway Patrol's existing Endangered Missing Advisory (EMA) Alert Program

VEHICLE REMOVAL-EXPIRED REGISTRATION: Vehicle Code § 22651 (Amended)

SUMMARY:

Requires a peace officer or traffic enforcement official to verify with DMV that no current vehicle registration exists before towing a vehicle for having expired registration longer than 6 months and prohibits the vehicle from being towed if the officer or traffic enforcement official does not have immediate access to those records.

This training bulletin will be effective January 1, 2024, through July 31, 2024.

DOMESTIC VIOLENCE DOCUMENTATION – VICTIM ACCESS: Family Code § 6228 (Amended)

SUMMARY:

Requires a state or local law enforcement agency to provide certain photographs and 911 call recordings to a crime victim upon request and extends the time period in which a victim of sexual assault, stalking, human trafficking, and elder or dependent abuse may request records, from two to five years.



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CHILD ABDUCTION AND NEGLECT-NONMANDATED REPORTERS: Penal Code §11167 (Amended)

SUMMARY:

Requires an agency receiving a child abuse or neglect report to ask the reporter to provide specified information in the report, including their name, telephone number, and information that gave rise to the suspicion of child abuse or neglect.

TRAINING DIVISION SPECIFIC

ASSAULT WEAPONS-EXCEPTION FOR PEACE OFFICER TRAINING: Penal Code § 30631 (Added)

Summary:

Exempts persons enrolled in specified peace officer training courses from assault weapon prohibitions while they are engaged in firearm training, being supervised by a firearms instructor, and the enrollee has met specified hiring and employment standards.

PERSONNEL AND I.A.D. SPECIFIC

HATE CRIMES-LAW ENFORCEMENT POLICIES: Penal Code §§ 13510.1, 13510.8, 13510.85, 13510.9 (Amended)

Summary:

Imposes limitations on the release of specified information in peace officer decertification proceedings and makes other clarifying changes to the peace officer certification process (SB2)

INVESTIGATIONS / RECORDS SPECIFIC

FIREARMS-WAITING PERIODS: Penal Code § 28220 (Amended)

Summary:

Authorizes DOJ to delay a firearms background check up to 30 days if they are unable to determine a purchaser's eligibility due to certain convictions or mental health confinements and allows the DOJ to delay a firearm background check period to up to 30 days if the Attorney General believes a state of war or emergency type situation prevents the DOJ from completing such background checks.



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