

11 CCR § 1953

§ 1953. Peace Officer Background Investigation.

[1953 (a) – (e) ...continued]

(f) Background Investigation Updates

(1) Eligibility

(A) If a peace officer candidate was initially investigated in accordance with all current requirements and the results are available for review, a background investigation update, as opposed to a complete new background investigation, may be conducted for either of the following circumstances:

1. The peace officer candidate is being reappointed to the same POST-participating department. Per Regulation 1950(c)(1)(C), a background investigation update on a peace officer who is reappointed within 180 days of voluntary separation is at the discretion of the hiring authority.
2. The peace officer candidate is transferring, without a separation, to a different department; however, the new department is within the same city, county, state, or district that maintains a centralized personnel and background investigation support division.

(B) At the discretion of the hiring authority, if an interim police chief was initially investigated by a California POST participating department in accordance with all current requirements, an updated background investigation, as opposed to a complete new background investigation, may be conducted provided the following three conditions are met:

1. The results of the initial background investigation are available for review by the hiring authority.
2. The background was conducted within the past five years, and
3. The individual has served as an interim chief within the last 24 months.

The retention of all background investigation records, including the initial and updated background investigations, shall be the responsibility of the hiring authority.

Note: Authority cited: Sections 1030, 1031, 1031.2 and 1031.5, Government Code; Section 2267, Vehicle Code; and Sections 13503, 13506 and 13510, Penal Code. Reference: Sections 1029, 1030, 1031, 1031.2, 1031.5 and 12900 et seq., Government Code; Sections 2267 and 12500, Vehicle Code; Sections 13510 and 29805, Penal Code; and Title 18 Section 922(d) (9), US Code.