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Article 4. Peace Officer Certification. § 1207. Reporting Serious Misconduct. 11 CA ADC § 1207

- (a) Any agency employing peace officers shall report to the commission within ten days, any of the following events:
- (1) Any complaint, charge, or allegation of conduct against a peace officer employed by that agency that could render a peace officer subject to suspension or revocation of certification by the commission pursuant to Penal Code Section 13510.8.
 - (2) Any finding or recommendation by a civilian oversight entity, including a civilian review board, civilian police commission, police chief, or civilian inspector general, that a peace officer employed by that agency engaged in conduct that could render a peace officer subject to suspension or revocation of certification by the commission pursuant to Penal Code Section 13510.8.
 - (3) The final disposition of any investigation that determines a peace officer engaged in conduct that could render a peace officer subject to suspension or revocation of certification by the commission pursuant to Penal Code Section 13510.8, regardless of the discipline imposed.
 - (4) Any civil judgment or court finding against a peace officer based on conduct, or settlement of a civil claim against a peace officer or an agency based on allegations of officer conduct that could render a peace officer subject to suspension or revocation of certification by the commission pursuant to Penal Code Section 13510.8.
- (b) When reporting allegations of serious misconduct to the commission, agencies shall include the following:
- (1) Name of employing agency.
 - (2) Employing agency's administrative case number.
 - (3) Name, current address, and phone number of complainant, if available.
 - (4) Name, POST ID, current address, and phone number of the involved peace officer.
 - (5) A summary of the alleged misconduct to include:
 - (A) A narrative of the allegation.
 - (B) Date and time of incident.

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- (C) Location of occurrence.
- (D) Any witness information, if available.
- (E) Summary of arrest or indictment of involved peace officer, if applicable.
- (6) A change in employment status of the involved peace officer as a result of the allegation, if applicable (i.e., administrative leave, suspension, terminated, etc.).
- (7) Name and contact information for employing agency's assigned investigator.
- (c) The agency shall provide the commission updates for investigations into serious misconduct every 90 days until the final disposition in a manner designated by the commission.
- (d) The agency shall provide the final disposition of an investigation in a manner designated by the commission, to include:
 - (1) Complete investigative file to include a redacted copy.
 - (2) Disciplinary action, if applicable.
 - (3) Skelly hearing report, if applicable.
- (e) The agency shall provide the peace officer's service record as outlined in Penal Code Section 13510.8.
- (f) If the imposed discipline is pending a review by a dispute resolution mechanism, the agency shall provide the commission with the body conducting the dispute resolution and the status of the hearing, if known.
 - (1) The commission shall toll the review of the investigation pending disposition of the hearing.
- (g) If the peace officer is pending criminal charges, the employing agency shall notify the commission of the court of jurisdiction, the criminal charges against the peace officer, and the status of criminal case, if known.
 - (1) The commission shall toll the review of the investigation pending disposition of the criminal case.

Note: Authority cited: Sections 13509.5, 13509.6, 13510.1, 13510.8, 13510.85, Penal Code. Reference: Sections 832.7, 13509.5, 13509.6, 13510.1, 13510.85, Penal Code.