

## RISK MANAGEMENT AND LEGAL AFFAIRS DIVISION

### NOTICE

14.4

December 14, 2022

**TO:** All Commanding Officers

**FROM:** Commanding Officer, Risk Management and Legal Affairs Division

**SUBJECT:** SENATE BILLS 1421 AND 16 – PEACE OFFICERS, RELEASE OF RECORDS

On January 1, 2019, Senate Bill 1421 became effective and made four categories of peace officer records disclosable to the public. On January 1, 2022, Senate Bill 16 went into effect and expanded the categories of police and custodial officer personnel records releasable to the public as provided by California Penal Code Section 832.7. The Department must disclose peace officer and custodial officer personnel records, upon request, for the following:

- An officer involved shooting at another human being;
- An incident of use of force with great bodily injury to a suspect;
- A sustained finding involving dishonesty by a peace officer;
- A sustained finding that an officer engaged in a sexual assault involving a member of the public;
- A sustained finding involving a complaint of unreasonable or excessive force;
- A sustained finding that an officer failed to intervene against another officer using force that is clearly unreasonable or excessive;
- A sustained finding that an officer engaged in prejudiced or discriminatory conduct;
- A sustained finding that an officer conducted an unlawful search; and,
- A sustained finding that an officer made an unlawful arrest.

For the past year, Risk Management and Legal Affairs Division has been identifying and qualifying cases related to Senate Bill 16 and has been preparing the files for release. Department members with cases eligible for disclosure will be notified and given an opportunity to review the records prior to release. **The release of records will begin after January 1, 2023.**

If you have questions about Senate Bill 16, you can review the text of the bill at [https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill\\_id=202120220SB16](https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=202120220SB16).

All Commanding Officers

Page 2

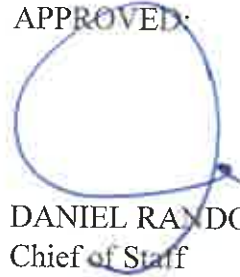
14.4

Any questions concerning this Notice can be directed to Risk Management and Legal Affairs Division at (213) 978-4640.



ROBIN PETILLO, Captain  
Commanding Officer  
Risk Management and Legal Affairs Division

APPROVED:



DANIEL RANDOLPH, Deputy Chief  
Chief of Staff  
Office of the Chief of Police

DISTRIBUTION "B"