

CALIFORNIA RACIAL AND IDENTITY PROFILING ADVISORY BOARD

<https://oag.ca.gov/ab953/board>

MEETING NOTICE AND AGENDA

September 1, 2021, 3:00 pm

Via Blue Jeans video and telephone conference ONLY. The public is encouraged to join the meeting at <https://bluejeans.com/440300327/0675> or using the “Join Meeting” link below. This will provide access to the meeting video and audio. We recommend that you log in 5-10 minutes before the start of the meeting to allow sufficient time to set up your audio/video, and to download the Blue Jeans application, if desired.

[Join Meeting](#)

(Join from computer or phone)

A phone dial-in option will also be available.

Dial (408) 317-9254

Meeting ID: 440 300 327



The meeting will be recorded and posted to the Board’s website at:

<https://oag.ca.gov/ab953/board>.

1. CALL TO ORDER BY BOARD CO-CHAIRS (3:00 pm)
2. WELCOME AND INTRODUCTIONS (3:01 pm)
3. APPROVAL OF JUNE 9, 2021 MINUTES (3:10 pm)
4. PRESENTATION REGARDING THE 2021 AMENDMENTS TO THE RIPA STOP DATA REGULATIONS (3:11 pm)
5. BOARD DISCUSSION CONCERNING ANY RECOMMENDATIONS REGARDING THE 2021 AMENDMENTS TO THE STOP DATA REGULATIONS (3:30)
6. PUBLIC COMMENT (4:30)
7. VOTING ON ANY RECOMMENDATIONS REGARDING THE 2021 AMENDMENTS TO THE STOP DATA REGULATIONS (4:45 pm)
8. DISCUSSION OF NEXT STEPS AND ANY ADDITIONAL ACTION ITEMS (5:10 pm)
9. ADJOURN (5:15 pm)

Documents that will be reviewed during the meeting will be available in the Upcoming Meeting section of the Board’s website <https://oag.ca.gov/ab953/board> in advance of the meeting.

The meeting will begin at the designated time. Other times on the agenda are approximate and may vary as the business of the Board requires. For any questions about the Board meeting, please contact Anna Rick, California Department of Justice, 1515 Clay Street, Suite 2100, Oakland, California 94612, ab953@doj.ca.gov or 510-879-3095. If you need information or assistance with accommodation requests, please contact Ms. Rick at least five calendar days before the scheduled meeting.

**AB 953: TEMPLATE BASED ON THE PROPOSED
REGULATIONS**

1. Originating Agency Identifier (prepopulated field)

2. Type of Stop (select one)

- Vehicular Stop
- Bicycle Stop
- Pedestrian Stop

32. Date, Time, and Duration of Stop

Date: (e.g., 01/01/19)

Start Time (approx.): (e.g. 1530)

Duration of Stop (approx.): (e.g. 30 min.)

43. Location

- Report one (listed in order of preference): block number and street name; closest intersection; highway and closest highway exit, or geographic coordinates. If none of these are available, the officer may report a road marker, landmark, or other description, except cannot report street address if location is a residence.
- City or unincorporated area: _____
- Check here to indicate stop is of a student at K-12 public school: _____
 - o Name of -12 Public School: _____

54. Perceived Race or Ethnicity of Person Stopped (select all that apply)

- Asian
- Black/African American
- Hispanic/Latino(a)
- Middle Eastern or South Asian
- Native American
- Pacific Islander
- White

65. Perceived Gender of Person Stopped (select one may select one from options 1-4 AND option 5, if applicable, or just option 5)

- Cisgender man/boy Male
- Cisgender woman/girl Female
- Transgender man/boy
- Transgender woman/girl
- Nonbinary person Gender-nonconforming

76. Perceived Sexual Orientation of the Person Stopped (Select one) Person Stopped Perceived to be LGBT (Yes/No) (“Yes” must be selected if “Transgender” was selected for “Perceived Gender”)

- LGB+
- Straight/Heterosexual

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87. Perceived Age of Person Stopped (input the perceived, approximate age)

98. Person Stopped Has Limited or No English Fluency (check here if Yes _____)

109. Perceived or Known Disability of Person Stopped (select all that apply)

- Deafness or difficulty hearing
- Speech impairment or limited use of language
- Blind or limited vision
- Mental health condition
- Intellectual or developmental disability, including dementia
- Disability related to hyperactivity or impulsive behavior
- Other disability
- None

11. Person Stopped Perceived to be Unhoused (Yes/No) (“Yes” must be selected only if the officer perceives the stopped person as unhoused)

~~12~~11. Stop Made in Response to a Call for Service (Yes/No) (Select “Yes” only if stop was made in response to call for service, radio call, or dispatch)

13. Stop Made During the Course of Performing a Welfare Check or an Officer’s Community Caretaking Function. (check here if Yes _____)

If “Yes” is selected, the officer must describe the welfare check or community caretaking function in their brief explanation under Reason for Stop.

14A10. Reason for Stop (select one - the primary reason for the stop only)

- Traffic violation
 - Specific code (CJIS offense table; select drop down) and
 - Type of violation (select one)
 - Moving violation
 - Equipment violation
 - Non-moving violation, including registration violation
- Reasonable suspicion that person was engaged in criminal activity; or
- Probable cause to arrest or search.
 - Specific Code (drop down; select primary if known) and
 - Basis for reasonable suspicion or probable cause (select all applicable)
 - Officer witnessed commission of a crime
 - Matched suspect description
 - Matched description of suspect’s vehicle or vehicle observed at the scene of a crime
 - Witness or victim identified ~~education of suspect~~ stopped person at the as a suspect of a crime.
 - Carrying suspicious object
 - Actions indicative of casing a victim or location
 - Suspected of acting as a lookout
 - Actions indicative of a drug transaction

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- Actions indicative of engaging in a violent crime
- Other reasonable suspicion of or probable cause that a crime has occurred
- o Probable cause to take into custody under Welfare and Institutions Code section 5150
- o Known to be on parole/probation/PRCS/mandatory supervision
- o Knowledge of outstanding arrest warrant/wanted person
- o Investigation to determine whether person was truant
- o Consensual encounter resulting in search
- o Possible conduct warranting discipline under Education Code sections 48900, 48900.2, 48900.3, 48900.4, and 48900.7 (select specific Educ. Code section & subdivision)
- o Determine whether student violated school policy

A brief explanation is required regarding the reason for the stop and must provide additional detail beyond the general data values selected (250-character maximum).

14B. The stopped person is a passenger in a vehicle. (check here if Yes _____)

14C. The stopped person is inside a residence, where an officer was executing a search or arrest warrant naming or identifying another person, conducting a search pursuant to a condition of another person's parole, probation, PRCS, or mandatory supervision, or conducting a compliance check on another person under home detention or house arrest. (check here if Yes _____)

15A12A. Actions Taken by Officer(s) During Stop (select all that apply)

- o Person removed from vehicle by order
- o Person removed from vehicle by physical contact
- o Field sobriety test conducted
- o Curbside detention
- o Handcuffed or flex cuffed
- o Patrol car detention
- o Peace officer's canine deployed for purposes of apprehending stopped person removed from or used to search
- o Peace officer's canine bit or held person
- o Peace officer's canine used to search for, locate, and/or detect contraband
- o Firearm pointed at person
- o Firearm discharged or used
- o Electronic control device pointed at person or sparked
- o Electronic control device used (e.g., deploying the device, such as using the device in drive stun mode)
- o Impact projectile weapon pointed at person
- o Impact projectile discharged or used (e.g. blunt impact projectile, rubber bullets or bean bags)
- o Baton or other impact weapon drawn
- o Baton or other impact weapon used to strike or prod
- o Chemical spray used (e.g. pepper spray, mace, tear gas, or other chemical irritants)
- o Other physical or vehicle contact
- o Person photographed
- o Asked whether the person is on parole, probation, PRCS, or some other form of mandatory supervision
- o Asked for consent to search person
 - Consent given

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- Consent not given
- o Terry v. Ohio frisk/pat search of the person's outer clothing was conducted
- o Search of person was conducted
- o Asked for consent to search property
 - Consent given
 - Consent not given
- o Search of property was conducted
- o Property was seized
- o Vehicle impound
- o Admission or written statement obtained from student
- o Ran name of stopped person's passenger (e.g., using patrol car computer or through a request to dispatch)
- o Asked for identification of stopped person's passenger
- o None

15B12B. Basis for Search (if search of person/property/both was conducted; select all that apply)

- o Consent given
 - Verbal
 - Written
 - Implied by conduct
- o Officer safety/safety of others
- o Search warrant
- o Condition of parole/probation/PRCS/mandatory supervision
- o Suspected weapons
- o Visible contraband
- o Odor of contraband
- o Canine detection
- o Evidence of crime
- o Incident to arrest
- o Exigent circumstances/emergency
- o Vehicle inventory (for search of property only)
- o Suspected violation of school policy

A brief explanation is required regarding the basis for the search and must provide additional detail beyond the general data values selected (250-character maximum). This field is not required if basis for search is "condition of parole/probation/PRCS/mandatory supervision."

15C12C. Contraband or Evidence Discovered, if any (during search/in plain view; select all that apply)

- o None
- o Firearm(s)
- o Ammunition
- o Weapon(s) other than a firearm
- o Drugs/narcotics
- o Alcohol
- o Money

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- o Drug paraphernalia
- o Suspected stolen property
- o Cell phone(s) or electronic device(s)
- o Other contraband or evidence

15D12D. Basis for Property Seizure (if property was seized; select all that apply)

- o Safekeeping as allowed by law/statute
- o Contraband
- o Evidence
- o Impound of vehicle

Additional data values for the stop of a student in a K-12 public school are in listed in red.

- o Abandoned property
- o Suspected violation of school policy

Type of Property Seized (select all that apply)

- o Firearm(s)
- o Ammunition
- o Weapon(s) other than a firearm
- o Drugs/narcotics
- o Alcohol
- o Money
- o Drug paraphernalia
- o Suspected stolen property
- o Cell phone(s) or electronic device(s)
- o Vehicle
- o Other contraband or evidence

1613. Result of Stop (select all that apply)

- o No action
- o Warning (verbal or written): Code/ordinance cited (drop down)
- o Citation for infraction: Code/ordinance cited (drop down)
- o In-field cite and release: Code/ordinance cited (drop down)
- o Custodial arrest pursuant to outstanding warrant
- o Custodial arrest without warrant: Code/ordinance cited (drop down)
- o Field Interview Card completed
- o Noncriminal transport or caretaking transport (including transport by officer, transport by ambulance, or transport by another agency)
- o Contacted parent/legal guardian or other person legally responsible for the ~~minor~~ person.
- o Psychiatric hold (Welfare & Inst. Code, §§ 5150, 5585.20.)
- o Referred to U.S. Department of Homeland Security (e.g., ICE, CBP)
- o Referral to school administrator
- o Referral to school counselor or other support staff

1714. Officer's Identification (I.D.) Number (prepopulated field)

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1815. Officer's Years of Experience (total number of years worked as a peace officer)

1916. Type of Assignment of Officer (select one)

- Patrol, traffic enforcement, field operations
- Gang enforcement
- Compliance check (e.g. parole/PRCS/probation/mandatory supervision)
- Special events (e.g. sports, concerts, protests)
- Roadblock or DUI sobriety checkpoint
- Narcotics/vice
- Task force
- K-12 public school, including school resource officer or school police officer
- Investigative/detective
- Off duty and/or working private event
- Contracted by another law enforcement agency or Other (manually specify type of assignment)

20. Race or Ethnicity of Officer (select all that apply) (prepopulated field)

- Asian
- Black/African American
- Hispanic/Latino(a)
- Middle Eastern or South Asian
- Native American
- Pacific Islander
- White

21. Gender of Officer (select one) (prepopulated field)

- Cisgender man/boy
- Cisgender woman/girl
- Transgender man/boy
- Transgender woman/girl
- Nonbinary person

22. The officer works with the non-primary agency in a stop done in conjunction with an agency that is not subject to the reporting requirements of this chapter. (check here if Yes)

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