

California Department of Justice
DIVISION OF LAW ENFORCEMENT
Edward Medrano, Chief



INFORMATION BULLETIN

Subject:

**Assembly Bill 1985 (Stats. 2018, ch. 26)
Hate Crimes: Law Enforcement Policies**

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TO: All California Law Enforcement Agencies

This Bulletin provides a brief summary of Assembly Bill (AB) 1985 (Stats. 2018, ch. 26), which amended Penal Code section 422.56, and added section 422.87. This Bulletin is for informational purposes only and does not cover every aspect of the bill. Access the full text of the bill at <http://leginfo.legislature.ca.gov/>.

SUMMARY OF AB 1985 (Stats. 2018, ch. 26)

AB 1985 became effective January 1, 2019 and clarifies that a disability is protected under the law regardless of whether it is temporary, permanent, congenital, or acquired by heredity, accident, injury, advanced age, or illness. AB 1985 requires any local law enforcement agency that updates an existing hate crime policy or adopts a new hate crime policy to include, among other things, the model policy framework developed by the California Commission on Peace Officer Standards and Training (POST) and information regarding bias motivation. This bill requires a local law enforcement agency that updates an existing hate crime policy, or adopts a new hate crime policy, to include any of the provisions of a model hate crime policy and other relevant documents developed by the International Association of Chiefs of Police.

DEVELOPMENT OF MODEL POLICY FRAMEWORK

Per the requirements of AB 1985, POST has developed the 2019 Hate Crimes Model Policy, which was revised in May 2019. The model policy framework can be found on the POST website in the Publications and Guidelines section. Access the full text of the 2019 Hate Crimes Model Policy at https://post.ca.gov/Portals/0/post_docs/publications/Hate_Crimes.pdf.

Please direct questions regarding this Bulletin to the Department of Justice, Division of Law Enforcement at (916) 210-6300.