

**UPDATED INFORMATIVE DIGEST**  
**PROPOSED REGULATIONS**  
**Title 11. Law**  
**Division 1. Attorney General**  
**Chapter 19**  
**Sections 999.224–999.229**

There have been no changes in applicable laws described in the Notice of Proposed Regulatory Action. The Legislature has enrolled Assembly Bill No. 1518 (Reg. Sess. 2017-2018), which, if enacted, would amend Government Code section 12525.5 to (1) start data collection for agencies that employ over 1,000 peace officers on July 1, 2018 (rather than January 1, 2018 as current law requires); (2) clarify that notwithstanding any other law, the data reported shall be available to the public, except for the badge number or other unique identifying information of the peace officer involved; (3) make law enforcement agencies solely responsible for ensuring that personally identifiable information of the individual stopped or any other information that is exempt from disclosure is not transmitted to the Attorney General in an open text field; and (4) extend the date by which the Attorney General is required to issue regulations for the collection and reporting of data to January 1, 2018. As of September 26, 2017, this bill has not been signed into law. None of the proposed amendments would have a substantive impact on the content of the proposed regulations.

After the initial 45-day public comment period, modifications were made to the text of the originally proposed regulations. Subsequently, notice for public comment was provided for an additional 15-day comment period regarding these changes and the availability of materials added to the rulemaking file, including an Addendum to the Initial Statement of Reasons.

As a result of these modifications, the effect of the proposed rulemaking has been changed from that described in the Notice of Proposed Regulatory Action to the extent that the list of data to be collected, as set forth on page 6 of the Notice of Proposed Regulatory Action has been modified as explained in pages 6-23 of the Addendum to the Initial Statement of Reasons, dated August 1, 2017 (and amended as set forth on page 2 of the Final Statement of Reasons), the data element “Reason for presence at scene of stop” has been deleted; the data element “Whether the person stopped has limited English fluency or a pronounced accent” has been amended to read “Person Stopped Has Limited or No English Fluency”; a data element has been added for “Person Stopped Perceived to be LGBT”; and a data element has been added for “Stop Made in Response to a Call for Service.”

In addition, the specific reporting requirements set forth on page 7 of the Notice of Proposed Regulatory Action have been modified, as explained in pages 23-30 of the Addendum to the Initial Statement of Reasons, dated August 1, 2017. Specifically, the officer actions triggering reporting on vehicle passengers have been simplified; specific carve-outs have been created for mass evacuations and similar events, active shooter incidents, and stops that occur during or as a result of routing security screenings required of all persons to enter a building or special event; reporting requirements have been simplified during traffic control, crowd control, underage drinking checks, checkpoints or roadblocks, interactions that take place in a residence during the execution of a warrant or search condition, and interactions that take place during a home detention or house arrest assignment; interactions between officers and non-students in a K-12

public school setting are now subject to the general reporting requirements; and the reporting requirements have been simplified for interactions between officers and students in a K-12 public school setting.