

ASSEMBLY BILL

No. 1388

Introduced by Assembly Member Bryan

February 21, 2025

An act to add Article 4.5 (commencing with Section 13545) to Chapter 1 of Title 4 of Part 4 of the Penal Code, relating to law enforcement.

LEGISLATIVE COUNSEL'S DIGEST

AB 1388, as introduced, Bryan. Law enforcement: settlement agreements: prohibition.

Existing law establishes the Commission on Peace Officer Standards and Training, and requires the commission to, among other things, establish a certification program for peace officers, as defined. Existing law requires the commission to establish procedures for accepting complaints from members of the public regarding peace officers or law enforcement agencies that may be investigated. Existing law establishes, within the commission, the Peace Officer Standards Accountability Division and requires the division, among other things, to bring proceedings seeking the suspension or revocation of certification of a peace officer.

This bill would prohibit a law enforcement agency from entering into a settlement agreement with a peace officer who has a pending complaint of misconduct with a term that requires the law enforcement agency to keep the misconduct confidential.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Article 4.5 (commencing with Section 13545) is
2 added to Chapter 1 of Title 4 of Part 4 of the Penal Code, to read:

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4 Article 4.5. Peace Officer Settlement Agreements

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6 13545. A law enforcement agency shall not enter into a
7 settlement agreement with a peace officer who has a pending
8 complaint of misconduct with a term that requires the law
9 enforcement agency to keep the misconduct confidential.

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