

## PUBLIC SAFETY LEGISLATION

**City Manager's Office  
Police Department**

City Council  
June 6, 2023

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## BACKGROUND

- On March 7, 2023, City Council approved the Biennial Legislative Platform for 2023-2024.
- On April 19, 2023, the Safety, Wellness, and Youth Committee received a presentation regarding public safety, law enforcement, and controlled substance legislation.
- On May 23, 2023, City Council received an update on public safety legislation and motioned to bring forth an opposition to Assembly Bill 93 and Assembly Bill 742.



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## RIVERSIDE BIENNIAL LEGISLATIVE PLATFORM

Platform Legislative Positions and Policy Statement are broken into the following areas:

- Arts, Culture & Recreation
- Community Well-Being
- Economic Opportunity
- Environmental Stewardship
- High Performing Government
- Infrastructure, Mobility & Connectivity



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## POSITIONS AND POLICY STATEMENTS

### 2.2. Public Safety

- 2.2.1. Allow flexible use of funds for regional fire prevention activities.
- 2.2.2. Enhance Urban Search and Rescue California Task Force 6.
- 2.2.3. Combat fentanyl and other synthetic drug overdose issues.
- 2.2.4. Reduce violent crime and promote safer communities.
- 2.2.5. Expand laws and regulations on vandalism and graffiti to hold violators accountable, while supporting and enhancing programs that allow individuals to clear their record upon completion of community service.
- 2.2.6. Appropriately penalize catalytic converter theft.
- 2.2.7. Provide local government with the necessary tools to effectively serve AB 109, Proposition 47 and Proposition 57 populations.



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## ASSEMBLY BILL 93

Assembly Bill 93 (AB 93) is proposing to change consensual searches. The bill would prohibit a peace officer or law enforcement agency from conducting a warrantless search based solely on a person's consent. Existing law authorizes a peace officer to conduct a search without a warrant if they have the voluntary consent of the person.



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## OPPOSITION TO ASSEMBLY BILL 93

Significant impacts to:

- Restricts individual's rights to consent or cooperate with an investigation
- Impact on school campus safety
- Limits the ability to exonerate innocent and protect victims of crime



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## ASSEMBLY BILL 742

Assembly Bill 742 (742) is proposing to prohibit the use of an unleashed police canine by law enforcement to apprehend or to arrest a person, or to be used for crowd control purposes. AB 742 allows the use of an unleashed police canine to avoid the use of deadly force or to defend against a lethal threat by the person.

Additionally, the bill would attribute the death of or serious bodily injury to a person caused by the police canine to the canine's handler (constituting deadly force). AB 742 would also prohibit law enforcement agencies from authorizing any use or training of a police canine that is inconsistent with the bill.



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## SCOPE OF RIVERSIDE CANINE OFFICERS

- **MISSION** to support all divisions within the Police Department
- They make it safe for officers/detectives to search for:
  - Felony suspects
  - Suspects armed with a weapon
  - Lost or missing persons
  - Explosives/firearms
  - Discarded evidence
  - Illegal narcotics

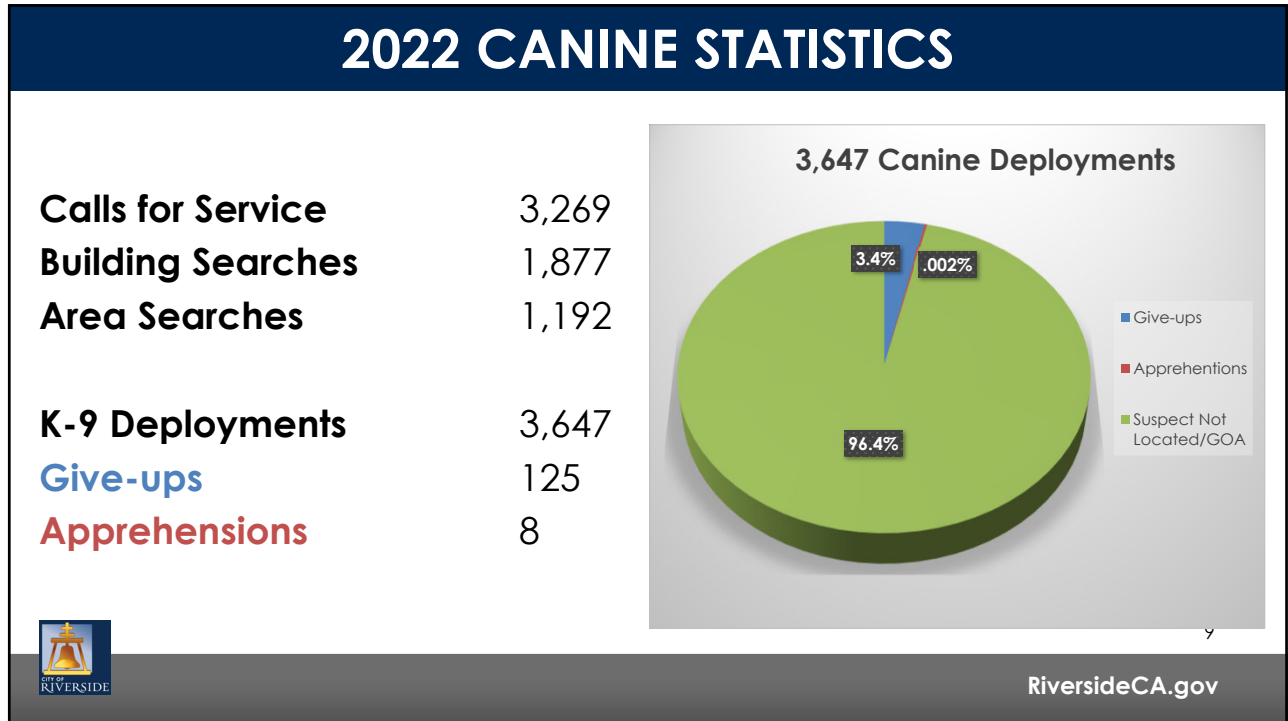


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## OPPOSITION TO ASSEMBLY BILL 742

Significant impacts to:

- Non-lethal options/responses
- Impact on Public Safety to enforce the law
- Increase liability on Canine Officer response

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## RECOMMENDATIONS

That the City Council:

1. Adopt a resolution opposing Assembly Bill 93 to add Section 833.6 to the Penal Code related to consensual searches; and
2. Adopt a resolution opposing Assembly Bill 742 to add Section 13653 to the Penal Code related to the use of police canines.



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