

ORANGE POLICE DEPARTMENT

RACIAL AND IDENTITY PROFILING ACT (RIPA)

ASSEMBLY BILL (AB) 953



Officer Ibrahim



AB953

VERITONE

WHAT IS A REPORTABLE STOP?

- Any **DETENTION** of a person by a peace officer
- Any peace officer interaction with a person in which the officer conducts a **SEARCH**. For purpose of RIPA, this includes a **pat-down** search of a person's outer clothing and **consensual search**.
- *“Search” unless otherwise provided, means a search of a person's body or property in the person's possession or control.*



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SCENARIOS

Scenario #1:

Do officers have to submit a RIPA if they conduct a probation or parole compliance search of an individual in their residence?



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SCENARIOS

Scenario #1 Answer: No

Interactions that take place with a person in their residence who is the subject of an arrest warrant, search warrant or search condition are not subject to the reporting requirements. A peace officer shall also report any interactions with persons in the residence who are not the subject of the warrant or search condition, if the officer takes any of the following actions: handcuffs or flex cuffs the person; arrests the person; points a firearm, electronic control device, or impact projectile weapon at the person; discharges or uses a firearm, electronic control device, impact projectile, baton or other impact weapon, or chemical spray on the person; or if a canine bit/held the person.



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SCENARIOS

Scenario #2:

Officer Tom detains someone on Main and Chapman, who he knows is on parole, and searches the subject, who has search and seizure terms. Does Officer Tom need to submit a RIPA?



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SCENARIOS

Scenario #2 Answer: Yes

A peace officer shall, report any interaction with a person who is the subject of an arrest or search warrant or search condition that takes place anywhere other than the person's residence.



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SCENARIOS

Scenario #3:

Officer Tom is conducting routine patrol and sees somebody he knows by first/last name and DOB (NOT on parole or probation and does NOT have a warrant) and detains him or even does a consensual encounter that leads to a search. Does Officer Tom need to submit a RIPA?



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SCENARIOS

Scenario #3 Answer: Yes

In this scenario, although the officer knows the subject, per DOJ, detaining or searching the subject would require the officer to complete a RIPA. If an officer approaches a subject, has a consensual encounter with a subject, and there is no detention or search, then a RIPA would not be required for this encounter.



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SCENARIOS

Scenario #4:

Officer Smith and Officer Brown responded to 1107 Mountain Way regarding a domestic disturbance between a male and female. Upon arrival, Officer Smith entered the residence and conducted a pat-down search of the male and female. Does Officer Smith need to complete a RIPA?



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SCENARIOS

Scenario #4 Answer: Yes

“Search,” unless otherwise provided, means a search of a person’s body or property in the person’s possession or control, and includes a pat-down search of a person’s outer clothing as well as a consensual search.



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Questions

If you create a RIPA report but do not submit it immediately, please return to your RIPA report draft and select "submit."

Questions?