
SENATE COMMITTEE ON APPROPRIATIONS

Senator Anthony Portantino, Chair
2021 - 2022 Regular Session

AB 2773 (Holden) - Stops: notification by peace officers

Version: June 13, 2022

Urgency: No

Hearing Date: August 11, 2022

Policy Vote: PUB. S. 4 - 0, TRANS. 13 - 3

Mandate: Yes

Consultant: Matthew Fleming

Bill Summary: AB 2773 would require a peace officer making a traffic or pedestrian stop to state the reason for the stop before asking investigatory questions, as specified. The bill would require the Department of Motor Vehicles (DMV) to add information regarding this requirement to the DMV Driver's Handbook and it would require local law enforcement agencies report additional stop information to the Department of Justice (DOJ).

***** ANALYSIS ADDENDUM – SUSPENSE FILE *****

The following information is revised to reflect amendments
adopted by the committee on August 11, 2022

Fiscal Impact:

- CHP: The California Highway Patrol (CHP) reports costs of approximately \$160,000 for information technology changes that would be required to collect and report additional "stop data" information to the Department of Justice (Special Fund – Motor Vehicle Account).
- DOJ: The Department of Justice reports costs of \$43,000 in 2022-23 for consulting services for application development and to assist with analysis and design, database modification, web application development, web services development, deployment and follow-up (General Fund).
- DMV: Staff notes likely minor and absorbable costs to the DMV to update the Driver's Handbook (Special Fund – Motor Vehicle Account).
- Local Reimbursements: Unknown, potentially significant costs for all 608 state and local agencies employing peace officers to update policies regarding pedestrian and traffic stops and provide the training necessary to comply with the reporting requirements of AB 2773 (Local Funds, General Fund). Costs to the General Fund will depend predominantly on whether the duties imposed by this bill constitute a reimbursable state mandate, as determined by the Commission on State Mandates.

Author Amendments: Delay implementation until January 1, 2024.

-- END --