

**ASSEMBLY BILL**

**No. 739**

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**Introduced by Assembly Member Salas**

February 21, 2013

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An act to amend Section 830.35 of the Penal Code, relating to peace officers.

LEGISLATIVE COUNSEL'S DIGEST

AB 739, as introduced, Salas. Peace officers: deputy coroners.

Existing law prescribes the powers and authority of peace officers, and provides that, among other peace officers, a coroner and deputy coroners, who are regularly employed and paid in that capacity, are peace officers if their primary duties are within certain specified duties pertaining to inquests, as specified. Existing law establishes the extent of the authority of these peace officers, and provides that those peace officers may carry firearms only if authorized and under terms and conditions specified by their employing agency.

This bill would include within the definition of peace officer describing coroner and deputy coroner, part-time and volunteer personnel who perform the duties of a deputy coroner, as specified, if those part-time and volunteer personnel meet the same background, training, and certification requirements established by the Commission on Peace Officer Standards and Training for regularly employed deputy coroners.

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

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

1 SECTION 1. Section 830.35 of the Penal Code is amended to  
2 read:

3 830.35. The following persons are peace officers whose  
4 authority extends to any place in the state for the purpose of  
5 performing their primary duty or when making an arrest pursuant  
6 to Section 836 as to any public offense with respect to which there  
7 is immediate danger to person or property, or of the escape of the  
8 perpetrator of that offense, or pursuant to Section 8597 or 8598 of  
9 the Government Code. Those peace officers may carry firearms  
10 only if authorized and under terms and conditions specified by  
11 their employing agency.

12 (a) A welfare fraud investigator or inspector, regularly employed  
13 and paid in that capacity by a county, if the primary duty of the  
14 peace officer is the enforcement of the provisions of the Welfare  
15 and Institutions Code.

16 (b) A child support investigator or inspector, regularly employed  
17 and paid in that capacity by a district attorney's office, if the  
18 primary duty of the peace officer is the enforcement of the  
19 provisions of the Family Code and Section 270.

20 (c) The coroner and deputy coroners, regularly employed and  
21 paid in that capacity, of a county, if the primary duty of the peace  
22 officer are those duties set forth in Sections 27469 and 27491 to  
23 27491.4, inclusive, of the Government Code, *and any part-time*  
24 *or volunteer personnel performing those duties of a deputy coroner,*  
25 *if those part-time and volunteer personnel meet the same*  
26 *background, training, and certification requirements established*  
27 *by the Commission on Peace Officer Standards and Training for*  
28 *regularly employed deputy coroners.*

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