

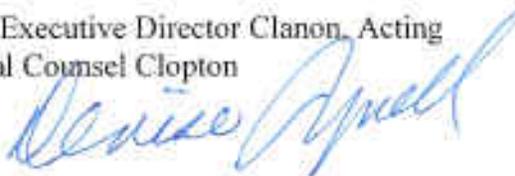
Memorandum

Item # _____
Agenda ID # 12801
March 27, 2014

Date: March 5, 2014

To: All Commissioners, All Advisors, Executive Director Clanon, Acting Chief ALJ Sullivan, Acting General Counsel Clopton

From: Denise Tyrrell, Interim Director
Safety and Enforcement Division



Subject: Agenda Item # 12801 before the Commission at its March 27, 2014 meeting.

In this management report, the Commission will be asked to approve the designation of the following individual as an employee authorized to exercise the limited powers of a peace officer within the scope of his duties as specified in Penal Code Section 830.11 and Public Utilities Code Section 308.5.

In the scope of his duties, this individual "investigates the laws administered by the Commission or commences directly or indirectly any criminal prosecution arising from any investigation conducted under these laws." Penal Code Section 830.11 authorizes this individual to exercise the powers of arrest, the power to serve search warrants and the ability to receive and review "rap sheets." As a matter of Commission policy, this individual does not directly exercise his power of arrest or his power to serve search warrants. The Commission's policy is to rely upon local law enforcement to make arrests and serve search warrants. Consequently, the appointment of the below listed individual enables him to obtain and review "rap sheets," file misdemeanor complaints, be the affiant for search warrants, assist local law enforcement in conducting searches after local law enforcement has served the warrant and secured the area, and obtain phone disconnects, when such activities are undertaken in the course of investigating entities subject to the Commission jurisdiction.

1. Brian Hom