

**TRAINING AND TESTING
SPECIFICATIONS FOR LEARNING DOMAIN #42
CULTURAL DIVERSITY/DISCRIMINATION**

July 1, 2012

RBC	Other Basic Courses					Requal
	832	III	II	I	SIBC	
X			X		X	
X			X		X	
X			X		X	
X	X	X	X		X	
X			X		X	
X	X	X			X	X
X	X	X			X	X

I.

LEARNING NEED

Peace officers need to recognize and respect the complexities of cultural diversity to develop skills necessary for identifying and responding to California's changing communities.

LEARNING OBJECTIVES

A. Define the terms:

1. Culture
2. Cultural diversity

B. Describe personal, professional, and organizational benefits of valuing diversity within the community and law enforcement organizations

C. Explain the historical and current cultural composition of California

II.

LEARNING NEED

Peace officers need to become aware of stereotyping that could lead to prejudicial viewpoints and unlawful acts of discrimination.

LEARNING OBJECTIVES

A. Define the term stereotype

B. Discuss the dangers of relying on stereotypes to form judgments or to determine actions

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	832	III	II	I	SIBC	
X	X	X			X	X
X	X	X			X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X

- C. Define the term prejudice
- D. Define the term discrimination
- E. Define the term racial profiling, including the:
1. Conceptual definition
 2. Legal definition
- F. Discuss the legal considerations peace officers should take into account related to racial profiling, including:
1. California Penal Code Section 13519.4
 2. Fourth Amendment
 3. Fourteenth Amendment
 4. Current case law
 5. Criminal profiling vs. racial profiling
- G. Discuss the impact of racial profiling on the:
1. Individual citizens
 2. Community
 3. Officer
 4. Criminal justice system
- H. Discuss landmark events in the evolution of civil and human rights
- I. Define key indices peace officers should recognize and respect that make up evolving culture among a community
- J. Discuss the obligations of peace officers in preventing, reporting, and responding to discriminatory or biased practices by fellow officers

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X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X

III. LEARNING NEED

Peace officers must recognize that one of the most reliable strategies for successful contacts with individuals from differing cultural, racial, or ethnic backgrounds is to treat all individuals and groups with dignity and respect.

LEARNING OBJECTIVES

A Explain strategies for effective communication within a diverse community, including:

1. Verbal communication
2. Active listening
3. Nonverbal communication

B. Describe positive officer behaviors during contacts with members of a cross-cultural community

C. Discuss articles of faith that can be interpreted as a weapon, including:

1. Identification of the article
2. Proper handling of and respect for the article

IV. LEARNING NEED

Peace officers need to have a lawful basis for recognizing criminal acts as hate crimes and understand the impact of such crimes on victims and communities.

LEARNING OBJECTIVES

A. State the legal definition of a hate crime based on the Penal Code

B. Classify the crime and the elements required to arrest for:

1. Desecrating religious symbols
2. Interfering with religious freedom
3. Terrorizing another

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X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X

4. Interfering with an individual's civil rights

- C. Explain the legal rights and remedies available to victims of hate crimes based on federal law and Civil Code
- D. Describe the impact of hate crimes on victims, the victims' families, and the community
- E. Discuss the indicators of hate crimes
- F. Explain considerations when investigating and documenting incidents involving possible hate crimes

V. LEARNING NEED

Peace officers need to have an understanding of what constitutes sexual harassment, how to respond to sexual harassment in the workplace, and the legal remedies available through the sexual harassment complaint process.

LEARNING OBJECTIVES

- A. State the legal definition of sexual harassment
- B. Discuss the federal and state laws dealing with sexual harassment to include:
 - 1. Title VII
 - 2. Government Code Section 12940 et. seq.
 - 3. Concept of Quid Pro Quo
 - 4. Concept of hostile work environment
 - 5. Current case law
- C. Explain the legal remedies available to a victim of sexual harassment
- D. Describe behaviors that constitute sexual harassment, including:

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X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	X
X			X		X	
X			X		X	
X			X		X	

1. Verbal
2. Physical
3. Visual
4. Written material
5. Sexual favors
6. Threats
7. Hostile work environment
8. Force

E. Explain the mandated sexual harassment complaint process guidelines

F. State the protections that exist to prevent retaliation against anyone submitting a sexual harassment complaint

G. Describe the methods for responding to sexually offensive or unwanted behavior

VI. REQUIRED TESTS

None

VII. REQUIRED LEARNING ACTIVITIES

A. Given a diagnostic instrument, questionnaire, personal inventory or equivalent method, students will participate in a learning activity that requires self-assessment to determine their own level of cultural sensitivity and experience in interrelating with cultural groups.

1. The learning activity should provide the student with an opportunity to determine their current level of experience in dealing with cultural groups
2. The learning activity should also serve as a starting point for an instructor-facilitated classroom discussion and/or small group discussions which address perceptions, experiences, fears, and stereotypes concerning contact with cultural groups

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X X X X			X X X X		X X X X	
X			X		X	X
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X			X		X	X
X X X X			X X X X		X X X X	X X X X
16	1	1	15		16	4

- Whether or not the incident constituted a hate crime under the law
- Impact of the incident on victims, their families and the community
- Effectiveness of the law enforcement response
- Legal rights of, and remedies available to the victim(s)

E. The student will participate in a series of learning activities from the POST-developed *Instructor's Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources. At a minimum, each activity or combination of activities must address the following topics:

- The impact racial profiling may have had on them as individuals or their community
- Concerns the students may have as to how racial profiling will affect them in the field
- Clarification of the myths and realities of racial profiling
- The concept of individualized suspicion as it pertains to probable cause
- How the history of the community can affect the way they view law enforcement today
- Law enforcement's obligation to various cultures within the community
- What law enforcement must do to increase trust with the community
- Law enforcement's obligation to respond to and report incidents of discriminatory or biased practices by fellow officers
- The importance of applying leadership during contacts with persons from diverse cultures as it pertains to profiling, ethics and community policing

F. Given three POST-develop video re-enactments depicting possible racial profiling, students will participate in a facilitated discussion and/or small group discussion which addresses the following:

- Application of the 4th and 14th Amendments and current case law
- Consensual contacts as it pertains to racial profiling
- Importance of articulable characteristics or behaviors to develop probable cause.

VIII. HOURLY REQUIREMENTS

Students shall be provided with a minimum number of instructional hours on cultural diversity/sexual harassment/hate crimes.

IX. ORIGINATION DATE

January 1, 2001

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X.

REVISION DATE

January 1, 2004
January 1, 2006
January 19, 2007
July 1, 2008

July 1, 2010
July 1, 2011
July 1, 2012