

Facial Coverings

1051.1 PURPOSE AND SCOPE

The purpose of this policy is to provide guidelines for all sworn personnel regarding the restriction of facial coverings when performing their duties except in limited specific circumstances, as required by California Government Code § 7289 as added by Senate Bill 627, Chapter 125, Statutes of 2025.

This policy also serves as a declaration that the California Department of Insurance (Department) is committed to transparency, accountability, and public trust.

1051.1.1 DEFINITIONS

Definitions related to this policy include:

Detective: Employees, regardless of rank, who are sworn Peace Officers pursuant to Penal Code § 830.3(i).

Facial covering - Any opaque mask, garment, helmet, headgear, or other item that conceals or obscures the facial identity of an individual, including but not limited to a balaclava, tactical mask, gaiter, ski mask, and any similar type of facial covering or face-shielding item.

Facial covering does not include:

- A translucent face shield or clear mask that does not conceal the wearer's facial identity and is used in compliance with this policy.
- A N95 medical mask or surgical mask to protect against transmission of disease or infection or any other mask, helmet, or device, including but not limited to air-purifying respirators, full or half masks, or self-contained breathing apparatus necessary to protect against exposure to any toxin, gas, smoke, inclement weather, or any other hazardous or harmful environmental condition.
- A mask, helmet, or device, including but not limited to a self-contained breathing apparatus, necessary for underwater use.
- A motorcycle helmet when worn by a Detective utilizing a motorcycle or other vehicle that requires a helmet for safe operations while in the performance of their duties.
- Eyewear necessary to protect from the use of retinal weapons, including but not limited to lasers.

1051.2 POLICY

It is the policy of the Enforcement Branch within the Department that Detectives shall not wear facial coverings in the performance of their duties except as set forth in this policy.

Generalized and undifferentiated fear and apprehension about Detective safety shall not be sufficient to justify the use of facial coverings.

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1051.3 FACIAL COVERINGS

Facial coverings shall not be worn by Detectives when performing their duties except under the following conditions:

- (a) Active undercover operations or assignments authorized by a supervisor or court order.
- (b) Tactical operations where protective gear is required for physical safety.
- (c) Applicable law governing occupational health and safety authorizes such use (e.g., N95 masks against transmission of disease or infection, self-contained breathing apparatus against exposure to hazardous conditions).
- (d) Protection of identity during a prosecution proceeding.
- (e) Applicable law governing reasonable medical and religious accommodations authorizes such use.

Opaque facial coverings shall only be used when no other reasonable alternative exists, the necessity is documented, and with the approval of a supervisor. The supervisor shall review the appropriate report (i.e. team leader, arrest, informational, etc.) to ensure the reason for the use of facial coverings is properly documented in the report.

A supervisor shall not knowingly allow a Detective to violate state law or Enforcement Branch policy limiting the use of a facial covering.

1051.4 POSTING OF POLICY

The Department shall make this policy publicly available on the Department website.

Any written challenge regarding this policy shall be forwarded to the Insurance Commissioner or the authorized designee, who shall then have 90 days to address or correct any alleged deficiencies. Court proceedings may not be initiated by the challenging party until this 90-day period has been completed.