



UPDATED NOTICE TO APPEAR & AB 2773

AB 2773 requires every peace officer making a traffic or pedestrian stop, before engaging in questioning related to a criminal investigation or traffic violation, to state the reason for the stop, unless the officer reasonably believes that withholding the reason for the stop is necessary to protect life or property from imminent threat. Additionally, beginning on January 1, 2024, AB 2773 requires the officer to document the reason for the stop on any citation or police report resulting from the stop (CVC § 2806.5).

The Judicial Council of California has updated the Traffic/Nontraffic Notice to Appear (TR-130) to comply with AB 2773 and the Vehicle Code. The VCCCD Police Department has adopted the new TR-130 (see attached).

PROCEDURE

Police officers conducting traffic or pedestrian stops shall, prior to questioning the person being stopped, provide to the person the reason for the stop. If the officer reasonably believes there is an imminent threat to life or property, the officer may withhold the reason for the stop until the threat no longer exists, at which point the officer shall provide the reason for the stop.

The reasons for stops shall be written on any documentation related to the stop, including but not limited to:

- a) Stop Data Logs
- b) Field Interview (FI) Cards
- c) Notices to Appear (Form TR-130)
- d) Case & Arrest Reports

NOTE: The District Attorney’s Office has also requested all officers to specifically state in any written case/arrest reports the following, “I told [the person] that I stopped [him/her/them] for _____.”

The following is a very brief review of some of the updated fields on the new TR-130. All officers should familiarize themselves with the Judicial Council of California’s Notice to Appear and Related Forms (Form TR-INST) for complete instructions on how to complete the TR-130.

1. Traffic Check Box

To indicate a traffic violation notice to appear, the officer must check “RESPOND TO CITATION BEFORE:” and provide a date in the spaces provided.

2. Misdemeanor Check Box

To indicate a misdemeanor notice to appear, the officer must check “APPEAR IN COURT AT ___” and provide a time provided by the court. The officer must also provide a date in the spaces provided.

3. “To be notified” Check Box

The “To be notified” check box may be used when the offender is a juvenile in accordance with CVC § 40501(b), as juveniles have a difference court date.



TRAINING OUTLINE

4. Defendant's Driver License Category

TR-130 requires the specification of whether the defendant's driver license is a commercial driver license.

5. Proof of Insurance

TR-130 no longer requires officers to provide insurance information (i.e., company, policy number, etc.). Instead, there is a yes/no check box for insurance.

6. Race / Ethnicity

"Ethnicity" has been added.

7. Reason for the Stop

TR-130 has a new "Reason for Stop" box where the officer shall indicate the reason for the stop. The officer must list the reason for the stop even if it is repeating the offense/violation.

8. Agency Case No.

"RB NO." has been removed and replaced with "Agency Case No." which has been moved lower down on the form.

9. Location of Occurrence

The previous TR-130 forms contained check boxes for Moorpark College, Oxnard College, and Ventura College. These check boxes have been removed.

10. Continuation Form Check Box

The Continuation Form Check Box has been moved to the bottom-left corner of the document. Continuation of Citation forms (TR-106) must be used when more than four (4) offenses are being charged.

Attachment(s):

- New Traffic/Nontraffic Notice to Appear (TR-130)
- Notice to Appear and Related Forms (TR-INST)



VENTURA COUNTY COMMUNITY COLLEGE DISTRICT POLICE DEPARTMENT

TRAINING OUTLINE

NEW TRAFFIC/NONTRAFFIC NOTICE TO APPEAR

VENTURA COUNTY COMMUNITY COLLEGE DISTRICT POLICE DEPARTMENT		2105100	
NOTICE TO: <input type="checkbox"/> APPEAR IN COURT AT ____ <input type="checkbox"/> AM <input type="checkbox"/> PM ON: OR <input type="checkbox"/> RESPOND TO CITATION BEFORE: DATE: ____ / ____ / ____ <small>See back for detailed instructions</small> <input type="checkbox"/> To be notified		<input type="checkbox"/> Superior Court of California, County of Ventura 800 S. Victoria Ave., RM #118, Ventura, CA 93009 ☎ (805) 289-8545 • www.ventura.courts.ca.gov <input type="checkbox"/> Superior Court of California, County of Ventura 3855-F Alamo St., Simi Valley, CA 93063 ☎ (805) 289-8545 • www.ventura.courts.ca.gov	
		ACT BY THIS DATE TO AVOID A WARRANT OR ADDED FEES	
Date of Violation (mm/dd/yy)	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Driver's License Number (all states)	Class State
Name (first, middle, last)			
Current Address (no., street, city, state, zip)			
Date of Birth (mm/dd/yy)	Parent/Guardian Phone No. <input type="checkbox"/> Juvenile	Commercial <input type="checkbox"/> Y <input type="checkbox"/> N	Insurance <input type="checkbox"/> Y <input type="checkbox"/> N
Race / Ethnicity	Sex	Hair	Eyes
		Height	Weight
Vehicle License/VIN	State	Reg (mm/yy)	Year of Veh. Make
Registered Owner/Lessee <input type="checkbox"/> Same as driver <input type="checkbox"/> Owner's responsibility (VC, § 40001)	Model	Body Style	
Address (no., street, city, state, zip) <input type="checkbox"/> Same as driver	Color		
Reason for Stop	CHP / DOT / PUC / ICC		
CITATION DETAILS <input type="checkbox"/> Booking Required (see reverse)			
Correctable (Fix-It)	Code/Section	Description	M = Misdemeanor I = Infraction (circle)
<input type="checkbox"/> Y <input type="checkbox"/> N			M I
<input type="checkbox"/> Y <input type="checkbox"/> N			M I
<input type="checkbox"/> Y <input type="checkbox"/> N			M I
<input type="checkbox"/> Y <input type="checkbox"/> N			M I
Approx. Speed	PF/Max Speed	Veh. Limit	Safe Speed Radar/Lidar
			<input type="checkbox"/> Commercial Veh. VC, § 15210(b)
Location of Violation			<input type="checkbox"/> Hazardous Mat. VC, § 353
City/County of Occurrence			Agency Case No.
Comments (weather, road, traffic conditions) <input type="checkbox"/> Crash			
<input type="checkbox"/> Violations not committed in my presence, declared on information and belief (VC, § 40600)			
I declare under penalty of perjury under the laws of the State of CA that the foregoing is true and correct.			
DECL. DATE	ARRESTING OR CITING OFFICER		I.D. NO.
DECL. DATE	ARRESTING OFFICER, (if different from above)		I.D. NO.
I promise to act by the date at the top of this citation. Signing DOES NOT admit guilt. (_____) _____ <small>CELLPHONE - OPTIONAL (may be used for reminders) EMAIL - OPTIONAL (may be used for reminders)</small> X _____ <div style="text-align: center;">SIGNATURE</div>			
Continuation form <input type="checkbox"/>		COURT COPY	
<small>Form Adopted for Mandatory Use Judicial Council of California TR-130, Traffic/Nontraffic Notice to Appear [Rev. Jan. 1, 2024] SEE REVERSE</small>		<small>Vehicle Code, §§40500(b), 40513(b), 40522, 40600; Pen. Code, §853.9</small>	