

**PROPOSED REGULATION OF THE PEACE OFFICERS’
STANDARDS AND TRAINING COMMISSION**

LCB File No. R053-22

May 10, 2022

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: § 1, NRS 289.510

A REGULATION relating to peace officers; revising the requirements for the granting of an executive certificate to a peace officer; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the Peace Officers’ Standards and Training Commission to adopt regulations establishing minimum standards for the certification and training of peace officers. (NRS 289.510)

Existing regulations provide that the Commission will grant an executive certificate to an officer upon submission of proof satisfactory that the officer meets certain minimum requirements, including that the officer has current basic, intermediate, advanced, supervisor and management certificates. (NAC 289.270) This regulation provides instead that the Commission will grant an executive certificate to an officer upon submission of proof satisfactory that the officer meets certain minimum requirements, including that the officer has: (1) current basic, intermediate, advanced, supervisor and management certificates; (2) current certificates from a certifying entity of the Federal Government or another state if the requirements for such certification are consistent with and not of a lower standard than the regulations for a current basic, intermediate, advanced, supervisor or management certificate, as applicable; or (3) training and experience in another state that are consistent with and not of a lower standard than the regulations for a current basic, intermediate, advanced, supervisor or management certificate, as applicable, if that state does not issue an equivalent certification.

This regulation also provides that the Commission will grant an executive certificate to an officer upon submission of proof satisfactory to the Commission that the officer has been elected or appointed to the position of sheriff of a county or chief of a metropolitan or city police department for at least 5 consecutive years.

Section 1. NAC 289.270 is hereby amended to read as follows:

289.270 1. ~~The~~ *Except as otherwise provided in subsection 2, the* Commission will grant an executive certificate to an officer upon submission of proof satisfactory to the Commission that the officer meets the following minimum requirements:

(a) *One of the following:*

(1) A current basic certificate.

(2) *An equivalent current certificate from a certifying entity of the Federal Government or another state, if the requirements for the certification are consistent with and not of a lower standard than the provisions of NAC 289.200, as determined by the Commission.*

(3) *Training and experience in another state that are consistent with and not of a lower standard than the provisions of NAC 289.200, as determined by the Commission, if that state does not issue an equivalent certification.*

(b) *One of the following:*

(1) A current intermediate certificate.

(2) *An equivalent current certificate from a certifying entity of the Federal Government or another state, if the requirements for the certification are consistent with and not of a lower standard than the provisions of NAC 289.240, as determined by the Commission.*

(3) *Training and experience in another state that are consistent with and not of a lower standard than the provisions of NAC 289.240, as determined by the Commission, if that state does not issue an equivalent certification.*

(c) *One of the following:*

(1) A current advanced certificate.

(2) An equivalent current certificate from a certifying entity of the Federal Government or another state, if the requirements for the certification are consistent with and not of a lower standard than the provisions of NAC 289.250, as determined by the Commission.

(3) Training and experience in another state that are consistent with and not of a lower standard than the provisions of NAC 289.250, as determined by the Commission, if that state does not issue an equivalent certification.

(d) One of the following:

(1) A current supervisor certificate.

(2) An equivalent current certificate from a certifying entity of the Federal Government or another state, if the requirements for the certification are consistent with and not of a lower standard than the provisions of NAC 289.255, as determined by the Commission.

(3) Training and experience in another state that are consistent with and not of a lower standard than the provisions of NAC 289.255, as determined by the Commission, if that state does not issue an equivalent certification.

(e) One of the following:

(1) A current management certificate.

(2) An equivalent current certificate from a certifying entity of the Federal Government or another state, if the requirements for the certification are consistent with and not of a lower standard than the provisions of NAC 289.260, as determined by the Commission.

(3) Training and experience in another state that are consistent with and not of a lower standard than the provisions of NAC 289.260, as determined by the Commission, if that state does not issue an equivalent certification.

(f) Six years of experience as a peace officer, including at least 1 year of experience in an executive level position and a current assignment in an executive level position.

(g) Two hundred hours of training in advanced management in addition to the training completed for the basic, intermediate, advanced, supervisor and management certificates.

(h) The applicant must present proof that the current assignment meets the criteria for an executive level position as set forth in NAC 289.047 by submitting a letter of recommendation with the application which is signed by the administrator of the agency. The letter must include an organizational chart which demonstrates the applicant's position within the agency and must describe the manner in which the applicant's current assignment meets the criteria for an executive level position as set forth in NAC 289.047.

2. *The Commission will grant an executive certificate to an officer upon submission of proof satisfactory to the Commission that the officer has been elected or appointed to the position of sheriff of a county or chief of a metropolitan or city police department for at least 5 consecutive years.*

3. In making a determination pursuant to subsection 1 ~~1~~ *or 2*, the Commission will review and consider each applicant individually.