

## LCB File No. R110-08

### PROPOSED REGULATION OF THE PEACE OFFICERS' STANDARDS AND TRAINING COMMISSION

**Sec. 1.** NAC 289.140 is hereby amended to read as follows:

289.140 The minimum standard of training for officers in training category I is successful completion of a basic course that includes 480 hours of training in:

1. Law and legal procedures, specifically:

- (a) Civil liability;
- (b) Constitutional law;
- (c) Crimes against persons;
- (d) Crimes against property;
- (e) Juvenile law;
- (f) Laws governing coroners;
- (g) Laws relating to arrest;
- (h) Laws relating to drugs, including, without limitation, current trends in drugs;
- (i) Miscellaneous crimes;
- (j) Probable cause;
- (k) Rights of victims;
- (l) Search and seizure;
- (m) Traffic laws; and
- (n) Use of force.

2. Patrol operations and investigations, specifically:

- (a) Abuse of elderly persons;
- (b) Accident investigations;
- (c) Basic patrol procedures;
- (d) Child abuse and sexual abuse of a child;
- (e) Domestic violence and stalking;
- (f) Investigation of crime scenes, collection and preservation of evidence and fingerprinting;
- (g) Principles of investigation;
- (h) Techniques of interviewing and interrogation;
- (i) The DWI Detection and Standardized Field Sobriety Testing course approved by the

National Highway Traffic Safety Administration; and

- (j) Unknown-risk and high-risk vehicle stops.

3. Performance skills, specifically:

- (a) *Active assailant*

- (b) Health, fitness and wellness;

- ~~(b)~~ (c) Interpersonal communications;

- ~~(c)~~ (d) Tactics for the arrest and control of suspects, including, without limitation, methods for arrest and the use of less than lethal weapons;

- ~~(d)~~ (e) Operation of emergency vehicles;

- ~~(e)~~ (f) Provision of emergency first aid and cardiopulmonary resuscitation;

- ~~(f)~~ (g) Searching of buildings;

- ~~(g)~~ (h) Training in the use of firearms; and

- ~~(h)~~ (i) Writing of reports.

4. The functions of a peace officer, specifically:
  - (a) Care of persons in custody;
  - (b) Community policing;
  - (c) Counter-terrorism and weapons of mass destruction;
  - (d) Courtroom demeanor, including, without limitation, the giving of testimony;
  - (e) Crisis intervention;
  - (f) Ethics in law enforcement;
  - (g) Handling of persons who are mentally ill;
  - (h) History and principles of law enforcement;
  - (i) Management of stress;
  - (j) National Crime Information Center procedures;
  - (k) Survival of peace officers;
  - (l) Systems of criminal justice; and
  - (m) The realities of law enforcement.
5. Course administration and examinations.

**Sec. 2.** NAC 289.150 is hereby amended to read as follows:

289.150 The minimum standard of training for officers in training category II is successful completion of a basic course that includes 200 hours of training in:

1. Law and legal procedures, specifically:
  - (a) Civil liability;
  - (b) Constitutional law;
  - (c) Crimes against persons;
  - (d) Crimes against property;
  - (e) Juvenile law;
  - (f) Laws relating to arrest;
  - (g) Laws relating to drugs, including, without limitation, current trends in drugs;
  - (h) Miscellaneous crimes;
  - (i) Probable cause;
  - (j) Rights of victims;
  - (k) Search and seizure; and
  - (l) Use of force.
2. Operations and investigations, specifically:
  - (a) Abuse of elderly persons;
  - (b) Child abuse and sexual abuse of a child;
  - (c) Domestic violence and stalking;
  - (d) Investigation of crime scenes, collection and preservation of evidence and fingerprinting;
  - (e) Principles of investigation; and
  - (f) Techniques of interviewing and interrogation.
3. Performance skills, specifically:
  - (a) *Active assailant*
  - (b) Health, fitness and wellness;
  - ~~(b)~~ (c) Interpersonal communications;
  - ~~(c)~~ (d) Provision of emergency first aid and cardiopulmonary resuscitation;
  - ~~(d)~~ (e) Tactics for the arrest and control of suspects, including, without limitation, methods for arrest and the use of less than lethal weapons;

~~(e)~~ **(h)** Training in the use of firearms; and

~~(f)~~ **(i)** Writing of reports.

4. The functions of a peace officer, specifically:

- (a) Care of persons in custody;
- (b) Counter-terrorism and weapons of mass destruction;
- (c) Courtroom demeanor, including, without limitation, the giving of testimony;
- (d) Crisis intervention;
- (e) Ethics in law enforcement;
- (f) Handling of persons who are mentally ill;
- (g) History and principles of law enforcement;
- (h) Management of stress;
- (i) National Crime Information Center procedures;
- (j) Survival of peace officers;
- (k) Systems of criminal justice; and
- (l) The realities of law enforcement.

5. Course administration and examinations.

**Sec. 3.** NAC 289.160 is hereby amended to read as follows:

The minimum standard of training for officers in training category III is successful completion of a basic course that includes 160 hours of training in:

1. Legal subjects, specifically:

- (a) Civil rights of offenders;
- (b) Searches of offender institutions;
- (c) Laws relating to correctional institutions;
- (d) Laws relating to stalking and aggravated stalking; and
- (e) Use of force.

2. Procedures in the field, specifically:

- (a) Gangs and cults;
- (b) Supervision of offenders;
- (c) Classification and receiving of offenders;
- (d) Transportation of offenders;
- (e) Crisis intervention;
- (f) Records of offenders in institutions; and
- (g) Games offenders play.

3. Skills of officers, specifically:

- (a) Writing of reports for correctional institutions;
- (b) Fire safety and use of emergency equipment;
- (c) Fingerprinting;
- (d) Defensive tactics;
- (e) Introduction of restraints; and
- (f) Physical conditioning.

**(g) *Active assailant***

4. Investigation, specifically:

- (a) Crime scene and evidence;
- (b) Investigation of narcotics and abuse of controlled substances;
- (c) Investigation of allegations of stalking and aggravated stalking; and

(d) Personality disorders and prevention of suicide.

5. Community relations, specifically:

(a) Ethics for correctional officers;

(b) Cultural awareness;

(c) Interpersonal communications; and

(d) Public and media relations.

6. Miscellaneous subjects, specifically:

(a) Modern correctional philosophy;

(b) First aid;

(c) Cardiopulmonary resuscitation; and

(d) Criminal justice system.

7. Course administration and examination.

**Sec. 4.** NAC 289.170 is hereby amended to read as follows:

289.170 The minimum standard of training for reserve officers is successful completion of a basic course that includes 120 hours of training in:

1. Law and legal procedures, specifically:

(a) Civil liability;

(b) Constitutional law;

(c) Crimes against persons;

(d) Crimes against property;

(e) Juvenile law;

(f) Laws relating to arrest;

(g) Laws relating to drugs, including, without limitation, current trends in drugs;

(h) Miscellaneous crimes;

(i) Probable cause;

(j) Search and seizure;

(k) Traffic laws; and

(l) Use of force.

2. Patrol operations and investigations, specifically:

(a) Abuse of elderly persons;

(b) Basic patrol procedures;

(c) Child abuse and sexual abuse of a child;

(d) Domestic violence and stalking;

(e) Investigation of crime scenes, collection and preservation of evidence and fingerprinting;

(f) Principles of investigation; and

(g) Unknown-risk and high-risk vehicle stops.

3. Performance skills, specifically:

(a) *Active assailant*

(b) Health, fitness and wellness;

~~(b)~~ (c) Provision of emergency first aid and cardiopulmonary resuscitation;

~~(e)~~ (d) Search of buildings

~~(d)~~ (e) Tactics for the arrest and control of suspects, including, without limitation, methods for arrest and the use of less than lethal weapons;

~~(e)~~ (h) Training in the use of firearms; and

~~(f)~~ (i) Writing of reports.

4. The functions of a peace officer, specifically:
  - (a) Community policing;
  - (b) Counter-terrorism and weapons of mass destruction;
  - (c) Courtroom demeanor, including, without limitation, the giving of testimony;
  - (d) Crisis intervention;
  - (e) Ethics in law enforcement;
  - (f) Handling of persons who are mentally ill;
  - (g) History and principles of law enforcement; and
  - (h) Survival of peace officers.
5. Course administration and examinations.

**Sec. 5.** NAC 289.200 is hereby amended to read as follows:

289.200 1. The Executive Director shall award a basic certificate to any peace officer who meets the minimum standards for appointment established pursuant to NAC 289.110 and has:

- (a) Satisfactorily completed the basic training course for basic certification;
  - (b) Passed the state certification examination with a score at or above the 70th percentile;
- and

- (c) Passed the state physical fitness examination. To pass the examination, a person must:
  - (1) Complete a vertical jump of not less than 14 inches;
  - (2) Complete not less than 15 sit-ups in 1 minute;
  - (3) Complete not less than 18 push-ups;
  - (4) Run 300 meters in not more than 77 seconds; and
  - (5) Walk or run 1.5 miles in not more than 17 minutes and 17 seconds.

2. The Executive Director may award a basic certificate to any peace officer who has been certified by the certifying entity of another state or has successfully completed a Federal Law Enforcement Training Center training program approved by the Commission and who meets the minimum standards for appointment established pursuant to NAC 289.110 if:

- (a) The Commission or its designee has determined that the course of training required for the certification was at least equivalent to the basic training course for basic certification;

- (b) The certification of the peace officer in the other jurisdiction has not been revoked or suspended;

- (c) Not more than 60 months have lapsed since the peace officer was employed in the other jurisdiction;

- (d) The peace officer has satisfactorily completed a training course that is approved by the Executive Director which consists of a minimum of 80 hours of training that satisfies the requirements established by the Commission pursuant to subsection 1 of NAC 289.300 in:

- (1) *Active assailant*

- (2) Abuse of elderly persons;

- (3) *Child abuse and sexual abuse of a child;*

- ~~[(2)]~~ (4) Civil liability;

- ~~[(3)]~~ (5) Constitutional law;

- ~~[(4)]~~ (6) Counter-terrorism and weapons of mass destruction;

- ~~[(5)]~~ (7) Crimes against persons;

- ~~[(6)]~~ (8) Crimes against property;

- ~~[(7)]~~ (9) Cultural awareness;

- ~~[(8)]~~ (10) Domestic violence and stalking;
- ~~[(9)]~~ (11) Ethics in law enforcement or for correctional officers;
- ~~[(10)]~~ (12) Juvenile law;
- ~~[(11)]~~ (13) Laws relating to arrest;
- ~~[(12)]~~ (14) Laws relating to drugs, including, without limitation, current trends in drugs;
- ~~[(13)]~~ (15) Miscellaneous crimes;
- ~~[(14)]~~ (16) Probable cause;
- ~~[(15)]~~ (17) Rights of victims;
- ~~[(16)]~~ (18) Search and seizure;
- ~~[(17)]~~ (19) Sexual harassment; and
- ~~[(18)]~~ (20) Use of force.

(e) The peace officer passes the state certification examination with a score at or above the 70th percentile; and

(f) The peace officer passes the state physical fitness examination. To pass the examination, a person must:

- (1) Complete a vertical jump of not less than 14 inches;
- (2) Complete not less than 15 sit-ups in 1 minute;
- (3) Complete not less than 18 push-ups;
- (4) Run 300 meters in not more than 77 seconds; and
- (5) Walk or run 1.5 miles in not more than 17 minutes and 17 seconds.

3. The Executive Director may award a basic certificate in training category I to a peace officer who holds a basic certificate in training category II issued by the Commission if the peace officer:

(a) Is currently employed as a peace officer by an agency;

(b) Has satisfactorily completed a training course approved by the Executive Director that consists of a minimum of 280 hours of training in:

(1) Law and legal procedures, specifically:

- (I) Laws governing coroners; and
- (II) Traffic laws;

(2) Patrol operations and investigations, specifically:

- (I) Accident investigations;
- (II) Basic patrol procedures;
- (III) The DWI Detection and Standardized Field Sobriety Testing course approved

by the National Highway Traffic Safety Administration; and

(IV) Unknown-risk and high-risk vehicle stops;

(3) Performance skills, specifically:

(I) *Active assailant*

(II) Operation of emergency vehicles;

~~[(III)]~~ (III) Searching of buildings; and

~~[(IV)]~~ (IV) Tactics for the arrest and control of suspects, including, without limitation, methods for arrest and the use of less than lethal weapons; and

(4) The functions of a peace officer, specifically relating to counter-terrorism and weapons of mass destruction; and

(c) Passes the state certification examination for training category I with a score at or above the 70th percentile.

4. The Executive Director may award a reserve basic certificate to any reserve officer who meets the minimum standards for appointment pursuant to NAC 289.110 and has:

- (a) Satisfactorily completed the basic training course for a reserve certificate;
- (b) Passed the state certification examination with a score at or above the 70th percentile;

and

- (c) Passed the state physical fitness examination. To pass the examination, a person must:
  - (1) Complete a vertical jump of not less than 14 inches;
  - (2) Complete not less than 15 sit-ups in 1 minute;
  - (3) Complete not less than 18 push-ups;
  - (4) Run 300 meters in not more than 77 seconds; and
  - (5) Walk or run 1.5 miles in not more than 17 minutes and 17 seconds.

5. Except as otherwise provided in subsection 6 or 7, an officer must pass the state physical fitness examination:

- (a) While enrolled in a basic training course certified or approved pursuant to NAC 289.300;

or

- (b) Not earlier than 16 weeks before, or not later than 16 weeks after, the date on which he was hired or, if the officer is a reserve officer, the date of activation of his reserve status.

6. If a student enrolled in a basic training course certified or approved pursuant to NAC 289.300 sustains a bona fide physical injury that renders him incapable of completing the requirements of the state physical fitness examination, an agency may submit a request for an extension of time for the student to complete the examination. The agency shall submit such a request to the Executive Director. The request must include, without limitation, written verification by a physician that the student is incapable of completing the requirements of the state physical fitness examination. If the Executive Director determines that an extension of time is warranted, the Executive Director shall authorize an extension of time for a period not to exceed 12 months after the date on which the student was hired or, if the student is a reserve officer, the date of activation of his reserve status.

7. If an officer passes the state physical fitness examination:

- (a) While not enrolled in a basic training course certified or approved pursuant to NAC 289.300; and

- (b) More than 16 weeks, but less than 12 months, after the date on which he was hired or, if the officer is a reserve officer, the date of activation of his reserve status,

↳ the employing agency of the officer may submit a request to the Executive Director to waive the requirements of subsection 5. The request must include, without limitation, the reason the officer was unable to pass the state physical fitness examination within the periods described in subsection 5. The Executive Director may, for good cause shown, grant a request submitted pursuant to this subsection.

8. Upon satisfactory completion of the requirements listed in subsection 1, 2, 3 or 4, the employing agency shall submit a request for certification to the Executive Director. The request must include:

- (a) The name, social security number and date of hire of the officer or, if the officer is a reserve officer, the date of activation of his reserve status;

- (b) Documentary evidence that the officer has successfully completed an approved basic training course;

- (c) Verification by the administrator of the agency that the officer meets the minimum standards established by this chapter; and

(d) The statement concerning child support prescribed by the Division of Welfare and Supportive Services of the Department of Health and Human Services pursuant to NRS 425.520.

9. The basic certificate of an officer whose employment is terminated for any reason will be placed on inactive status. If such a person is again employed as a full-time peace officer, the employing agency shall request that the person's basic certificate be returned to active status. If the certification of such a person is on inactive status for more than 5 consecutive years, the person must renew his basic certificate by successfully completing the requirements set forth in subsection 1.

10. If a person who successfully completes a basic training course for the purpose of obtaining a basic certificate is not employed by an agency within 24 months after he completes the course, the person must repeat all of the requirements for basic certification set forth in subsection 1.