

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

LCB File No. R031-23

September 5, 2023

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; establishing the requirements a peace officer must meet to receive an executive level basic certificate; 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 a peace officer upon submission of proof that, among other things, the peace officer: (1) holds a current basic, intermediate, advanced, supervisor and management certificate; and (2) has completed 200 hours of training in advanced management in addition to the training completed for the basic, intermediate, advanced, supervisor and management certificates. (NAC 289.270)

This regulation provides that the Commission may award an executive level basic certificate to a peace officer who does not qualify for an executive certificate if the peace officer does not have a basic, intermediate, advanced, supervisor and management certificate and if: (1) the peace officer has been elected or appointed to an executive level position; (2) the peace officer meets the minimum standards for appointment; (3) the peace officer has 5 consecutive years of experience as a peace officer employed by a Nevada agency; (4) any prior certification of the peace officer has not been revoked or suspended; (5) the peace officer has completed certain training courses; and (6) the peace officer passes both the state certification examination and a state physical fitness examination.

Section 1. Chapter 289 of NAC is hereby amended by adding thereto a new section to read as follows:

1. The Commission may award an executive level basic certificate to a peace officer who does not qualify for an executive certificate pursuant to NAC 289.270 if:

- (a) The peace officer has been elected or appointed to an executive level position;*
- (b) The peace officer meets the minimum standards for appointment established pursuant to NAC 289.110;*
- (c) The peace officer has 5 consecutive years of experience as a peace officer employed by a Nevada agency;*
- (d) Any prior certification of the peace officer has not been revoked or suspended;*
- (e) 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) Abuse of older persons;*
 - (2) Child abuse and sexual abuse of a child;*
 - (3) Civil liability;*
 - (4) Classification and receiving of offenders;*
 - (5) Constitutional law;*
 - (6) Counter-terrorism and weapons of mass destruction;*
 - (7) Crimes against persons;*
 - (8) Crimes against property;*
 - (9) Cultural awareness;*
 - (10) Domestic violence, stalking and aggravated stalking;*
 - (11) Ethics in law enforcement;*
 - (12) Fire safety and use of emergency equipment;*
 - (13) Games offenders play;*
 - (14) Gangs and cults;**

- (15) Juvenile law;*
- (16) Laws relating to arrest;*
- (17) Laws relating to correctional institutions;*
- (18) Laws relating to drugs, including, without limitation, current trends in drugs;*
- (19) Miscellaneous crimes;*
- (20) Modern correctional philosophy;*
- (21) Probable cause;*
- (22) Public media relations;*
- (23) Records of offenders in institutions;*
- (24) Rights of victims;*
- (25) Search and seizure;*
- (26) Searches of offender institutions;*
- (27) Supervision of offenders;*
- (28) Training concerning active assailants; and*
- (29) Use of force;*

(f) The peace officer passes the state certification examination with a score of at least 70 percent; and

(g) The peace officer passes a state physical fitness examination approved by the employing agency of the peace officer.

- 2. An agency may have only two active executive level basic certificates at any one time.*
- 3. To maintain an executive level basic certificate, a peace officer must comply with the provisions of this chapter and chapter 289 of NRS.*

4. An executive level basic certificate expires immediately upon the separation of a peace officer from an executive level position.