

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

LCB File No. R032-23

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; revising the minimum requirements for certain peace officers to obtain an executive certificate; establishing the requirements for a peace officer of another state to obtain an executive 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 the submission of, among other things, a letter of recommendation that is signed by the administrator of the agency and includes an organizational chart which demonstrates the position of the applicant within the agency. (NAC 289.270)

This regulation revises the contents of such a letter of recommendation and provides that the Commission will grant an executive certificate to: (1) a peace officer of this State if the peace officer has been elected or appointed to an executive level position and has remained in the position for 5 consecutive years; and (2) a peace officer of another state in certain circumstances.

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

289.270 1. The Commission will grant an executive certificate to ~~an~~ :

(a) An officer of this State upon submission of proof satisfactory to the Commission that the officer meets the following minimum requirements:

~~(a)~~ (1) A current basic certificate.

~~(b)~~ (2) A current intermediate certificate.

~~(c)~~ (3) A current advanced certificate.

~~(d)~~ (4) A current supervisor certificate.

~~(e)~~ (5) A current management certificate.

~~(f)~~ (6) 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)~~ (7) Two hundred hours of training in advanced management in addition to the training completed for the basic, intermediate, advanced, supervisor and management certificates.

~~(h)~~ (8) 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~~ :

(I) *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~~ ; and

(II) *Describes* the manner in which the applicant's current assignment meets the criteria for an executive level position as set forth in NAC 289.047.

(b) An officer of this State who has been appointed or elected to an executive level position and has remained in the position for 5 consecutive years.

(c) An officer of another state, if the other state has a certifying entity and the officer:

(1) Meets the requirements of subsection 2 of NAC 289.200 for a basic certificate;

(2) Holds a current intermediate, advanced, supervisor and management certificate issued by the certifying entity of the other state;

(3) Has 6 years of experience as a peace officer in the other state, including:

(I) At least 1 year of experience in the other state in a position equivalent to an executive level position; and

(II) A current assignment in the other state that is equivalent to an assignment in an executive level position;

(4) Has the equivalent of 200 hours of training in advanced management in another state in addition to the training completed for the basic, intermediate, advanced, supervisor and management certificates; and

(5) Presents proof that the current assignment is equivalent to, and would meet the criteria of, an executive level position by submitting a letter of recommendation with the application which is:

(I) Signed by the administrator of the agency; and

(II) Describes the manner in which the applicant's current assignment is equivalent to, and would meet the criteria of, an executive level position.

(d) An officer of another state, if the other state does not have a certifying entity and upon submission of proof satisfactory to the Commission that the officer:

(1) Meets the minimum standards for appointment established pursuant to NAC 289.110; and

(2) Has received training and experience that is equivalent to the training and experience required for a basic, intermediate, advanced, supervisor and management certificate pursuant to, respectively, NAC 289.200, 289.240, 289.250, 289.255 and 289.260.

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