

**PROPOSED REGULATION OF THE PEACE OFFICERS'
STANDARDS AND TRAINING COMMITTEE OF THE
DEPARTMENT OF MOTOR VEHICLES AND PUBLIC SAFETY**

LCB File No. R171-97

November 24, 1997

EXPLANATION - Matter in *italics* is new; matter in brackets [] is material to be omitted.

AUTHORITY: §1, NRS 481.053.

Section 1. NAC 481.063 is hereby amended to read as follows:

481.063 1. To maintain a basic certificate or reserve certificate, the officer must annually complete 24 hours of additional training *prescribed by the administrator of the employing agency of the officer and* approved by the committee. The employing agency shall ensure that its officers receive the required training. After an officer completes such training, the employing agency shall submit verification of completion of training to the committee on a form approved by the committee. Verification must be submitted before January 15 following the year in which training was required.

2. Upon the request of the committee [.] *or its designee*, the employing agency shall make available for inspection the records of all officers to verify that they have complied with the continuing education requirement. The committee will notify each officer and his employing agency of any noncompliance. The committee will suspend the certificate of any officer who does not obtain the required training within 6 months after the date on which he received the notice of noncompliance. *The committee will reinstate the suspended certificate of an officer*

upon receiving documentation from the officer which demonstrates that he has complied with the continuing education requirement.

3. As part of the continuing education required pursuant to subsection 1, an officer [annually must complete a course of training in the use of force. The employing agency must establish such a course and the minimum level of proficiency that each officer must demonstrate. The course must include:] *must:*

(a) If the officer is [required to carry] *authorized to use* a firearm, [training in the use of firearms. Each such officer must demonstrate] *at least biannually review the policy of his agency on the use of force and demonstrate* a minimum level of proficiency in the use of [firearms at least two times per year. Such an] *each firearm he is authorized to use. An* officer who [does not meet the] *is not able to demonstrate* a minimum level of proficiency with the use of [firearms must participate] *any firearm he is authorized to use may not carry or use the firearm until he participates* in a remedial course established by the employing agency to ensure that he achieves and maintains a satisfactory level of proficiency.

(b) If the officer is authorized to use an impact weapon, [training] *annually review the policy of his agency on the use of force and demonstrate a minimum level of proficiency* in the use of *each* impact [weapons. Such an officer must receive at least 4 hours of training in the use of each impact weapon which he is authorized to use.

(c) The use of defensive tactics. Each officer must receive at least 8 hours of training] *weapon he is authorized to use.*

(c) *If the duties of an officer require him to use defensive tactics, demonstrate annually a minimum level of proficiency* in *the use of* defensive tactics, including, without limitation, techniques related to applying handcuffs, taking down suspects, self-defense, and [maintaining a

weapon.] retention of weapons. If the employing agency authorizes the use of a carotid restraint or lateral vascular neck restraint, *[at least 4 hours of the training must be devoted to] each officer in the agency must demonstrate annually a minimum level of proficiency in* those techniques.

4. *[During the course of training established pursuant to subsection 3, each agency shall review its policy on the use of force with the officers.] Each employing agency must establish and provide the courses set forth in subsection 3 to its officers and establish the minimum level of proficiency that an officer must demonstrate in each course.*

5. *An officer who is certified by the committee to instruct courses in firearms, impact weapons or defensive tactics is not required to comply with the continuing education requirements of subsection 3 if the officer:*

(a) Instructs a course in the subject for which his certificate is issued during each calendar year;

(b) Participates at least once every 3 years in a course of training for instructors that is approved by the committee; and

(c) Demonstrates to the committee or its designee at least once every 3 years proficiency at the level of an instructor in the subject that he instructs. The committee will establish for each subject the minimum level of proficiency that an instructor must demonstrate.

6. Each agency shall maintain documentation of the *[course of training required] courses provided* pursuant to subsection 3. Such documentation must include, without limitation, the qualifications of *[the instructors who provide] each instructor who provides* training, a description of the training provided, and a list *on a form that has been approved by the committee* of each officer who completes the *[requirements]*.

6. The basic certificate of an officer whose employment is terminated for any reason will be placed in an inactive status. Upon reemployment as a full-time peace officer, the employing agency shall request the officer's basic certificate be returned to an active status. An officer whose basic certification has been on inactive status for more than 2 continuous years must renew his basic certificate by successfully completing the state certification examination.]

training.