

## PROPOSED LANGUAGE

### Add New Test Administration and Security Requirements for POST Basic Courses and Amend Related Language in Regulations 1005, 1007, 1008, and 1052, and Procedures D-1 and D-10

#### 1005. Minimum Standards for Training. (Reference Regulation 1007 and Commission Procedure H for reserve peace officer training standards.)

[(a)(1) – (2) continued \*\*\*]

- (3) Every peace officer whose **primary** duties are investigative, except district attorney investigators or inspectors, shall complete, within 12 months from the date of appointment, the Regular Basic Course or the Specialized Investigators' Basic Course, PAM, section D-1-~~54~~, as elected by the department head. Departments in the following categories have been identified as primarily investigative and may exercise the option provided in this section: 1) state investigative agencies including the Supreme Court of California, (2) welfare investigations, 3) welfare fraud, (4) social services, 5) human assistance /services, and 6) District Attorney child support divisions or welfare fraud units (appointed under P.C. 830.35).
- (4) Every coroner or deputy coroner [as defined in Penal Code section 830.35(c)], regularly employed and paid as such, shall satisfactorily complete the PC 832 Arrest and Firearms Course, PAM Section D-1-7, before the exercise of peace officer powers. In addition to the PC 832 Arrest and Firearms Course, satisfactory completion of the POST-certified Coroners' Death Investigation Course, PAM, Section D-1-~~76~~, is also required within 12 months from date of appointment. The Coroners' Death Investigation Course requirement shall only apply to peace officer coroners hired on or after the agency enters the POST program.

[(5) continued \*\*\*]

- (6) Every limited function peace officer shall satisfactorily meet the training requirements of the PC 832 Arrest and Firearms Course, PAM Section D-1-7; however, except training in the carrying and use of firearms shall not be required when an employing agency prohibits limited function peace officers the use of firearms.

[PAM section (a) (7) – “PAM section D-1-2 . . . \*\*\* continued]

PAM section D-1-3 adopted effective April 15, 1982, and amended January 24, 1985, September 26, 1990, January 14, 1994, July 16, 1994, December 16, 1994, August 16, 1995, August 7, 1996, November 27, 1996, February 22, 1997, August 16, 1997, December 4, 1997, January 1, 2001, January 1, 2002, April 10, 2002, January 1, 2004, September 15, 2004, ~~and~~ January 1, 2006, and January 1, 2007 is herein incorporated by reference.

PAM section D-1-4 adopted effective October 20, 1983, and amended September 26, 1990, October 27, 1991, January 14, 1994, May 7, 1995, July 21, 2000, January 1, 2001, July 1, 2002, September 15, 2004, ~~and~~ January 1, 2006, and January 1, 2007 is herein incorporated by reference.

PAM section D-1-6 adopted effective February 4, 1993 is herein incorporated by reference.

PAM section D-1-7 adopted effective January 1, 2004, and amended September 15, 2004, ~~and~~ January 1, 2006, and January 1, 2007 is herein incorporated by reference.

[PAM section D-2 . . . - “The document, *Instructor’s Guide* . . . continued \*\*\*]

The document, *POST Basic Courses Test Administration and Security Guidelines 2006*, adopted January 1, 2007 is herein incorporated by reference.

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Authority cited: Sections 832.3, 832.6, 13503, 13506, 13510, 13510.3, 13510.5 and 13519.8, Penal Code. Reference: Sections 832, 832.3, 832.3(f) and (h), 832.6, 13506, 13510, 13510.3, 13510.5, 13511, 13513, 13514, 13516, 13517, 13519.8, 13520 and 13523, Penal Code.

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**1007. Reserve Officer Minimum Training Standards and Waiver of Training Requirements for Modules B and/or C.**

[(a) – PAM Section D-1-1 adopted . . . continued \*\*\*]

PAM Section D-1-3 adopted effective July 1, 1999 and amended January 1, 2001, April 10, 2002, September 15, 2004, ~~and~~ January 1, 2006, and January 1, 2007 is herein incorporated by reference.

[PAM Section H-1 - The document, *Instructor’s Guide* . . . continued \*\*\*]

The document, *POST Basic Courses Test Administration and Security Guidelines 2006*, adopted January 1, 2007 is herein incorporated by reference.

Authority cited: Sections 832.3, 832.6, 13503, 13506 and 13510, Penal Code. Reference: Sections 832.2, 832.3, 832.6, 13503, 13506, 13510, 13510.5 and 13512, Penal Code; Section 48412 Education Code; and Section 1031(d), Government Code.

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**1008. Basic Course Waiver and Requalification Requirement.**

[(a) - PAM Section D-11 adopted effective . . . continued \*\*\*]

PAM Section D-10 adopted June 16, 1999, and amended July 1, 2002, September 15, 2004, ~~and~~ January 1, 2006, and January 1, 2007 is herein incorporated by reference.

[The document, *Training and* . . . - “The document, *Instructor’s Guide* . . . continued \*\*\*]

The document, *POST Basic Courses Test Administration and Security Guidelines 2006*, adopted January 1, 2007 is herein incorporated by reference.

Authority cited: Sections 832.3, 13503, 13506 and 13510, Penal Code. Reference: Sections 832.3, 13505, 13506, 13510, 13510.5 and 13511, Penal Code.

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**1052. Requirements for Course Certification**

[(a) continued \*\*\*]

**(b) In addition to the factors specified in Regulation 1052(a)**, each request for certification of a Regular Basic Course presented by an academy [as defined in Commission Procedure D-1-3(a)(5)] shall be evaluated in accordance with the following factors:

[(1) – (5) continued \*\*\*]

(6) Each academy shall comply with the Test-Use and Security Agreement as defined in Commission Procedure D-1-3(a)(10).

(7) Each academy shall establish and comply with the Test Administration and Security Policy, as specified in *the POST Basic Courses Test Administration and Security Guidelines 2006*.

[(c) - (h)(4) continued \*\*\*]

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The document, *POST Basic Courses Test Administration and Security Guidelines 2006*, adopted January 1, 2007 is herein incorporated by reference.

Authority cited: Sections 13503 and 13506, Penal Code. Reference: Sections 13503(e), Penal Code.

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#### Commission Procedure D-1 Basic Training

[1-1. – 1-2 continued \*\*\*]

**1-3. Regular Basic Course Terminology and Requirements:** The terms related to the Regular Basic Course formats and included in the *Training and Testing Specifications for Peace Officer Basic Courses* are defined in section D-1-3(a). Requirements for the delivery formats are specified in section D-1-3(d), standard format; and section D-1-3(e), modular format.

(a) **Regular Basic Course Terminology**

[(1) – (8) (F) continued \*\*\*]

(9) **Test-Use and Security Agreement.** An accepted agreement between a training presenter and POST that identifies the terms and conditions under which a presenter may acquire and use specific POST-constructed knowledge, comprehensive, scenario and exercise tests. Failure to comply with the terms and conditions of such agreement is grounds for decertification in accordance with POST Regulation 1057.

(10) **Test Administration and Security Policy.** Written procedures established by each presenter as specified in the *POST Basic Courses Test Administration and Security Guidelines 2006*. In accordance with Regulation 1057, the failure to establish written procedures consistent with and/or to comply with the requirements of these Guidelines is grounds for decertification.

[(b) – (e) continued \*\*\*]

#### Specialized Investigators' Basic Course (SIBC)

**1.4. Specialized Investigators' Basic Course Terminology and Requirements:** The terms related to the SIBC and included in the *Training and Testing Specifications for Peace Officer Basic Courses* are defined in section D-1-4(d). Testing, training, and hourly requirements are described in section D-1-4(d).

(a) **Specialized Investigators' Basic Course Terminology**

[(1) – (6) continued \*\*\*]

(7) **Test Use and Security Agreement.** An accepted agreement between a training presenter and POST that identifies the terms and conditions under which a presenter may acquire and use specific POST-constructed knowledge, comprehensive, scenario and exercise tests. Failure to comply with the terms and conditions of such agreement is grounds for decertification in accordance with POST Regulation 1057.

(8) **Test Administration and Security Policy.** Written procedures established by each presenter as specified in the *POST Basic Courses Test Administration and Security Guidelines 2006*. In

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accordance with Regulation 1057, the failure to establish written procedures consistent with and/or to comply with the requirements of these Guidelines is grounds for decertification.

[(b) – 1.6 continued \*\*\*]

#### PC 832 Arrest And Firearms Course

**1.7. PC 832 Arrest and Firearms Course Terminology and Requirements:** The terms related to the PC 832 Arrest and Firearms Course and included in the *Training and Testing Specifications for Peace Officer Basic Courses* are defined in section D-1-7(a). The requirements described in this section are for separately certified PC 832 Arrest and Firearms Courses only. The PC 832 training is presented as two components and individuals may elect to complete Arrest, Firearms, or both. Training, testing, and hourly requirements are described in Section D-1-7(d).

##### (a) PC 832 Arrest and Firearms Course Terminology

[(1) – (5) continued \*\*\*]

(6) **Test-Use and Security Agreement.** An accepted agreement between a training presenter and POST that identifies the terms and conditions under which a presenter may acquire and use specific POST-constructed knowledge, comprehensive, scenario and exercise tests. Failure to comply with the terms and conditions of such agreement is grounds for decertification in accordance with POST Regulation 1057.

(7) **Test Administration and Security Policy.** Written procedures established by each presenter as specified in the *POST Basic Courses Test Administration and Security Guidelines 2006*. In accordance with Regulation 1057, the failure to establish written procedures consistent with and/or to comply with the requirements of these Guidelines is grounds for decertification.

[(b) continued \*\*\*]

Subparagraph 1-1 adopted and incorporated by reference into Commission Regulation 1005 effective September 26, 1990, amended January 14, 1994, August 7, 1996, September 25, 1998, January 1, 2004, September 15, 2004, and September 21, 2005.

Subparagraph 1-1 adopted and incorporated by reference into Commission Regulation 1007 effective July 1, 1999 and amended January 1, 2001 September 15, 2004, and September 21, 2005.

[Subparagraph 1-2 continued \*\*\*]

Subparagraph 1-3 adopted and incorporated by reference into Commission Regulation 1005 on April 15, 1982, and amended January 24, 1985, September 26, 1990, January 14, 1994, July 16, 1994, December 16, 1994, August 16, 1995, August 7, 1996, November 27, 1996, February 22, 1997, August 17, 1997, December 4, 1997, January 1, 2001, January 1, 2002, July 1, 2002, January 1, 2004, September 15, 2004, ~~and~~ January 1, 2006, and January 1, 2007.

Subparagraph 1-3 adopted and incorporated by reference into Commission Regulation 1007 effective July 1, 1999 and amended January 1, 2001, April 10, 2002, September 15, 2004, January 1, 2006, and January 1, 2007.

Subparagraph 1-4 adopted and incorporated by reference into Commission Regulation 1005 on October 20, 1983, and amended ~~on~~ September 26, 1990, October 27, 1991, January 14, 1994,

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May 7, 1995, July 21, 2000, January 1, 2001, July 1, 2002, September 15, 2004, ~~and~~ January 1, 2006, and January 1, 2007.

[Subparagraph 1-5 . . . Subparagraph 1-6 . . . continued \*\*\*]

Subparagraph 1-7 adopted and incorporated by reference into Regulation 1005 effective January 1, 2004, and amended September 15, 2004, and January 1, 2007.

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## Commission Procedure D-10 Requalification Course

### Purpose

[10-1. – 10-2. continued \*\*\*]

#### (a) **Requalification Course Terminology**

[(1) – (5) continued \*\*\*]

- (6) **Test-Use and Security Agreement.** An accepted agreement between a training presenter and POST that identifies the terms and conditions under which a presenter may acquire and use specific POST-constructed knowledge, comprehensive, scenario and exercise tests. Failure to comply with the terms and conditions of such agreement is grounds for decertification in accordance with POST Regulation 1057.
- (7) **Test Administration and Security Policy.** Written procedures established by each presenter as specified in the *POST Basic Courses Test Administration and Security Guidelines – 2006*. In accordance with Regulation 1057, the failure to establish written procedures consistent with and/or to comply with the requirements of these Guidelines is grounds for decertification.

[(b) – (d) (4) continued \*\*\*]

Procedure D-10 was adopted and incorporated by reference into Commission Regulation 1008 on June 16, 1999 and amended July 1, 2002, September 15, 2004, ~~and~~ January 1, 2006, and January 1, 2007.