



Commission on Peace Officer Standards and Training

860 Stillwater Road, Suite 100
West Sacramento, CA 95605-1630
post.ca.gov

Date: April 3, 2020

Bulletin: No. 2020-16

Subject: **Notice of Proposed Regulatory Action** – *Amend Commission Regulation 1015, Reimbursements for Training*

At the February 13, 2020 meeting, the Commission approved the proposed amendments to Regulation 1015 – Reimbursements for Training.

The proposal is to amend Regulation 1015, increasing the Basic Course Subsistence reimbursement rate for the Regular Basic Course (RBC) from \$50.00 to \$75.00 per day, and reimbursable training hours from 664 up to 800.

The attached notice includes the proposed changes, an invitation for written input on this proposal, the deadline for written comments, and information about requesting a public hearing. The following related information is available on the [POST Website](#).

- POST Bulletin and Notice of Proposed Regulatory Action
- Text of Proposed Regulatory Action
- Initial Statement of Reasons

Questions regarding this proposed regulatory action may be directed to [Maria Sandoval](#), Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630 at (916) 227-2808. General questions regarding the regulatory process may be directed to [Katie Strickland](#) at (916) 227-2802.

MANUEL ALVAREZ, JR.
Executive Director

MA:ms
Attachment: Notice of Proposed Regulatory Action

NOTICE OF PROPOSED REGULATORY ACTION
**Amendment to Regulation 1015, Reimbursements for Training
Regulation 1015**

Notice is hereby given that the Commission on Peace Officer Standards and Training (POST) proposes to amend regulations in Division 2 of Title 11 of the California Code of Regulations as described below in the Informative Digest. A public hearing is not scheduled. Pursuant to Government Code section 11346.8, any interested person, or his/her duly authorized representative, may request a public hearing. POST must receive the written request no later than 15 days prior to the close of the public comment period.

Public Comments Due by May 18, 2020

Notice is also given that any interested person, or authorized representative, may submit written comments relevant to the proposed regulatory action by fax at (916) 227-4547, by email to [Maria Sandoval](mailto:maria.sandoval@post.ca.gov), or by letter to:

Commission on POST
Attention: Maria Sandoval
860 Stillwater Road, Suite 100
West Sacramento, CA 95605-1630

Authority and Reference

This proposal is made pursuant to the authority vested by Penal Code Section 13503 (authority of the Commission on POST) and Penal Code section 13506 (POST authority to adopt regulations). This proposal is intended to interpret, implement, and make specific Penal Code section 13503(e), which authorizes POST to develop and implement programs to increase the effectiveness of law enforcement, including programs involving training and education courses.

Informative Digest/Policy Statement Overview

At the February 13, 2020 meeting, the Commission approved the proposed amendments to Regulation 1015, Reimbursements for Training.

The amendment was proposed in order to modify the regulation as follows:

- Update the reimbursement rate for Basic Course Subsistence for the Regular Basic Course from \$50.00 per day to \$75.00 per day.
- Update the number of hours for reimbursement for the Regular Basic Course from 664 up to 800.

On July 1, 1994, POST established 664 hours as the minimum number of hours to cover required curriculum for the RBC. A reimbursement rate of \$50.00 per day for agency sponsored trainees up to 664 hours was also implemented at that time.

For the proposed budget for FY 2019-20, POST submitted a Budget Change Proposal (BCP), which among other things, proposed an increase for local assistance/agency reimbursement for the RBC at a rate of \$75.00 per day, up to 800 hours. The BCP indicated that under this proposal, RBC reimbursement could result in expenditures of no more than \$7.5M. The BCP was approved and the FY 2019-20 budget was ultimately enacted.

The cost of living index has increased over the years. The agency reimbursement rates for the RBC have not been adjusted since 1994, nor have the number of reimbursable training hours changed since that time. As a point of reference, the lowest number of training hours currently offered by a POST academy is 720 hours, with the highest academy at 1,240 hours.

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The current maximum reimbursement stands at \$4,150.00 per recruit (664 hours / 8 hours per day X \$50.00 = \$4,150.00). This amendment to the regulation will change the new maximum reimbursement to \$7,500.00 per recruit (800 hours / 8 hours per day X \$75.00 = \$7,500.00).

An increase of \$25.00 for a total of \$75.00 per day, and for up to 800 hours of training, will be more reflective of the training costs for the RBC. It will increase a rate which has not been adjusted for 25 years.

The specific benefits anticipated by the proposed regulatory changes to Regulation 1015 will offer a more accurate reflection of the current cost of living index as well as accurately reflect the current amount of training hours at a POST-participating academy. Since POST is expected by governmental law enforcement agencies to implement an increase to reimbursement rates due to the FY 2019-2020 local assistance budget increase, this regulatory change will provide financial relief to agencies to assist with the rising costs of training for the RBC.

The benefits of the proposed amendments to the regulation will be the enhancement of police processes and operations through the enactment of increasing reimbursement rates for training. Thus, California law enforcement agencies can adequately maintain their standards to preserve peace; protect public the health, safety, and welfare; and interact in a positive manner with their communities. The proposed amendments will neither benefit nor harm worker safety or the State's environment.

Evaluation of Inconsistency/Incompatibility with Existing State Regulations

POST has determined that this proposed regulation amendment is not inconsistent nor incompatible with existing regulations. After conducting a review for any regulations that would relate to or affect this area, POST has concluded that these are only regulations that concern Training and Testing Specifications.

Adoption of Proposed Regulations

Following the public comment period, POST may adopt the proposal substantially as set forth without further notice, or POST may modify the proposal if such modifications remain sufficiently related to the text as described in the Informative Digest. If POST makes changes to the language before the date of adoption, the text of any modified language, clearly indicated, will be made available at least 15 days before adoption to all persons whose comments were received by POST during the public comment period and to all persons who request notification from POST of the availability of such changes. A request for the modified text should be addressed to the agency official designated in this notice. POST will accept written comments on the modified text for 15 days after the date that the revised text is made available.

Estimate of Economic Impact

Fiscal impact on Public Agencies including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Non-Discretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Costs to any Local Agency or School District for which Government Code sections 17500 - 17630 requires reimbursement: None

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Significant Statewide Adverse Economic Impact Directly Affecting California Businesses, including Small Business: The Commission on Peace Officer Standards and Training has made an initial determination that the amended regulations will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states. The Commission on POST has found that the proposed amendments will not affect California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement which does not impact California businesses, including small businesses.

Cost Impacts on Representative Private Persons or Businesses: The Commission on POST has determined that there should be little to no cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

POST is not aware of any cost impact that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: The Commission on POST has made an initial determination that the proposed regulation would have no effect on housing costs.

Results of Economic Impact Assessment per Gov. Code section 11346.3(b)

The adoption of the proposed amendments of regulations will neither create nor eliminate jobs in the State of California, nor result in the elimination of existing businesses or create or expand businesses in the State of California.

The benefits of the proposed amendments of the regulation to the health and welfare of California residents would be improved community/police relations, enhanced police processes, and operations by the enactment of increasing reimbursement rates for training. Thus, the law enforcement standards and missions of the organizations are maintained and will be effective in preserving peace, protection of public health, safety, and welfare in California. There would be no impact that would affect worker safety or the State's environment.

Consideration of Alternatives

In accordance with Government Code section 11346.5, subdivision (a)(13), to take this action, POST must determine that no reasonable alternative considered, or that has otherwise been identified and brought to the attention of POST, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective as and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of the law.

Availability of Modified Text

Following the written comment period, and the hearing, if one is held, the department may adopt the proposed regulations substantially as described in this notice. If modifications are made which are sufficiently related to the originally proposed text, the fully modified text of this regulation, with changes clearly indicated, pursuant to Section 11346.8, shall be made available to the public for at least 15 days prior to the date on which the department adopts, amends, or repeals the resulting regulations. Requests for copies of any modified regulations should be addressed to the department contact person in this notice. The department will accept written comment on the modified regulation for 15 days after the date on which they're first made available to the public.

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Contact Persons

Questions regarding this proposed regulatory action may be directed to [Maria Sandoval](#), Commission on POST, 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630 at (916) 227-2808. General questions regarding the regulatory process may be directed to [Katie Strickland](#) at (916) 227-2802.

Text of Proposal

Individuals may request copies of the exact language of the proposed regulations and of the initial statement of reasons, and the information the proposal is based upon, from the Commission on POST at 860 Stillwater Road, Suite 100, West Sacramento, CA 95605-1630. These documents are also located on the [POST Website](#).

Availability and Location of the Rulemaking File and the Final Statement of Reasons

The rulemaking file contains all information upon which POST is basing this proposal and is available for public inspection by contacting the person(s) named above.

To request a copy of the Final Statement of Reasons once it has been approved, submit a written request to the contact person(s) named above.