

TEXT OF PROPOSED REGULATORY ACTION
Amendment to Basic Course Waiver and Requalification Requirements
Regulation 1008

1008 Basic Course Waiver and Requalification Requirements

[1008(a) – (b)(2) remains unchanged]

1008(b)(3) Exemptions

An exemption of the requalification requirement may be granted by the Executive Director or the Commission as follows:

(A) The Executive Director may grant an exemption to an individual who possesses a POST Basic Certificate and is returning to law enforcement after a three-year-or-longer break in service; and

1. Is re-entering law enforcement a middle management or executive rank and will function at the second-level of supervision or above; or

2. Has been, with no longer than a 60-day break in service between law enforcement employers as a regular peace officer, employed continuously in another state as a full-time regular peace officer; or

~~3. Has served, with no longer than a 60-day break in service between law enforcement employers, continuously as a Level I reserve officer in California and the individual's agency chief executive attests in writing that the individual is currently proficient; or~~

~~3.4. The individual's employment, training, and education during the break in service provides assurance, as determined by POST, that the individual is currently proficient; or~~

~~4.5. Is re-entering law enforcement in a permanent or light duty assignment not involving general law enforcement duties if attested to in writing by the agency chief executive.~~

~~An individual The prospective hiring agency seeking an exemption for an individual who meets criteria outlined in paragraph 1 – 4 from completion of the requalification requirement shall submit a letter to the Executive Director that includes: outlining the following criteria: 1) reason for the request; 2) description of the law enforcement intended job classification and duty assignments position the applicant is seeking; and 3) documentation of prior employment, training and education, and the dates completed as it applies to the criteria outlined in subsection 1008(b)(3)(A)(1- 54).~~

Any exemption granted by the Executive Director is specific to the agency making the request and is for the position described in the request.

[1008(b)(3)(B) continued without change to end] Note: Authority cited: Sections 832.3, 13503, 13506, 13510 and 13515.26, Penal Code. Reference: Sections 832.3, 13505, 13506, 13510, 13510.5 and 13511, Penal Code.