

INITIAL STATEMENT OF REASONS

Amend Commission Regulation 1005

The Commission on Peace Officer Standards and Training (POST) proposes to amend Regulation 1005 Minimum Standards for Training to address the following changes;

- Specification on supervisors to complete a POST-certified Supervisory Course.
- Specification on managers to complete a POST-certified Management Course.

POST Commission approved proposed amendments on June 18, 2020.

Justification for Proposed Revisions

Currently every peace officer promoted, appointed or transferred to a first-level supervisory or middle management position shall satisfactorily complete a certified Supervisory or Management Course either 12 months prior to promotion or within 12 months after the initial promotion, appointment, or transfer to such position. To adhere to consistent training among supervisors and middle managers, the completion of the supervisory and management course must be POST-certified. The proposed amendments will eliminate ambiguity for certified training and will ensure consistent curriculum material is delivered to supervisors and middle managers at the completion of the POST-certified course.

Regulation 1005. Minimum Standards for Training

(b)(1) The proposed revision is necessary to ensure the Supervisory Course is POST-certified and adheres to POST minimum standards for training.

(b)(2) The proposed revision is necessary to ensure POST reimbursement is only available for completion of a POST-certified Supervisory Course.

(c)(1) The proposed revision is necessary to ensure the Management Course is POST-certified and adheres to POST minimum standards for training.

(c)(2) The proposed revision is necessary to ensure POST reimbursement is only available for completion of a POST-certified Management Course.

(c)(3) The proposed revision is necessary to ensure the Management Course is POST-certified and adheres to POST minimum standards for training.

(c)(4) The proposed revision is necessary to ensure the Management Course is POST-certified and adheres to POST minimum standards for training.

Business Impact/Small Businesses

The Commission has made an initial determination that this regulatory proposal would have no significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states. The proposal does not affect small businesses, as defined by Government Code section 11342.610, because the proposed amendment entails adding proposed language such as "POST" before the current language "certified Supervisor Course" and "certified Management Course." Also, adding another proposed language such as "POST-certified" before the current language "Supervisory Course" and "Management Course" will not impact small businesses. Additionally, the Commission's main function to select and maintain training standards for law enforcement has no effect financially on small businesses as well California businesses competing with businesses in other states.

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Cost Impacts on Representative Private Persons or Businesses

The Commission on Peace Officer Standards and Training is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with this proposed action.

Assessment

The adoption of the proposed regulation amendments will neither create nor eliminate jobs in the State of California and will not result in the elimination of existing businesses or create or expand businesses in the State of California.

Consideration of Alternatives

The Commission determined that no reasonable alternative considered by the Commission or that has otherwise been identified and brought to the attention of the Commission would be more effective in carrying out the purpose for which the action is proposed, would be as effective, 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 provisions of the law.

Benefits Anticipated

The specific benefits anticipated by the proposed amendments to the regulations will be to help ensure consistent training for supervisors and middle managers across the state of California. Requiring the completion of POST-certified Supervisory and Management Courses allows POST oversight in the educational material and holds supervisors and middle managers accountable for their roles and responsibilities set forth by the Commission on POST.

Economic Impact Analysis

Impact of Jobs/New Business:

The Commission on Peace Officer Standards and Training has found that the amended regulations will not have a significant statewide adverse economic impact directly affecting California businesses, including small businesses, including the ability to compete with businesses in other states.

Assessment:

The Commission on Peace Officer Standards and Training has found that the proposed amendments will have no effect on California businesses, including small businesses, because the proposed amendment entails adding proposed language such as "POST" before the current language "certified Supervisor Course" and "certified Management Course." Also, adding another proposed language such as "POST-certified" before the current language "Supervisory Course" and "Management Course." Thus, these changes will not impact the elimination or creation of jobs, creation of new businesses or elimination of existing businesses within California, and expansion of businesses currently doing business within the State.

The Commission's main function to set selection and training standards for law enforcement, which are government entity, has no impact financially to California businesses including small businesses.

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Benefits of the Regulation:

The benefits of proposed amendments to the regulation will increase the efficiency of the state of California in delivering services to stakeholders. Thus, the law enforcement standards are maintained and effective in preserving peace, protection of public health, safety, and welfare of California. The proposed amendments will have no impact on worker safety or the State's environment.