

Dear Senators Lakey, Shippy, Wintrow, and
Representatives Skaug, Alfieri, Gannon:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of the
Idaho State Police - POST:

IDAPA 11.11.01 - Rules of the Idaho Peace Officer Standards and Training Council-Proposed Rule
(Docket No. 11-1101-2601);

IDAPA 11.11.01 - Rules of the Idaho Peace Officer Standards and Training Council-Temporary and
Proposed Rule (Docket No. 11-1101-2603).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the
cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research
and Legislation no later than fourteen (14) days after receipt of the rules' analysis from Legislative
Services. The final date to call a meeting on the enclosed rules is no later than 11/02/2026. If a meeting is
called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules' analysis
from Legislative Services. The final date to hold a meeting on the enclosed rules is 11/30/2026.

The germane joint subcommittee may request a statement of economic impact with respect to a
proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement,
and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has
been held.

To notify Research and Legislation, call 334-4854, or send a written request to the address on the
memorandum attached below.



Terri Kondeff
Director

Legislative Services Office Idaho State Legislature

Serving Idaho's Citizen Legislature

MEMORANDUM

TO: Rules Review Subcommittee of the Senate Judiciary & Rules Committee and the House Judiciary, Rules & Administration Committee
FROM: Principal Legislative Drafting Attorney - Ryan Bush
DATE: October 15, 2026
SUBJECT: Idaho State Police - POST

IDAPA 11.11.01 - Rules of the Idaho Peace Officer Standards and Training Council-Proposed Rule (Docket No. 11-1101-2601)

IDAPA 11.11.01 - Rules of the Idaho Peace Officer Standards and Training Council-Temporary and Proposed Rule (Docket No. 11-1101-2603)

IDAPA 11.11.01 - Rules of the Idaho Peace Officer Standards and Training Council-Proposed Rule (Docket No. 11-1101-2601)

Summary and Stated Reasons for the Rule

The Idaho State Police (ISP) submits notice of proposed rulemaking at IDAPA 11.11.01 - Rules of the Idaho Peace Officer Standards and Training Council. ISP states that this rule change eliminates unnecessary or outdated requirements and clarifies how to comply with POST requirements while maintaining standards necessary for effective peace officer training and certification. This rule change also removes specific provisions regarding Marine Deputies.

Negotiated Rulemaking / Fiscal Impact

ISP conducted negotiated rulemaking and notice was published in the July edition of the Idaho Administrative Bulletin. There is no anticipated fiscal impact associated with this proposed rule.

Statutory Authority

The proposed rule appears to be within the statutory authority granted to the Idaho State Police in Section 19-5107, Idaho Code.

IDAPA 11.11.01 - Rules of the Idaho Peace Officer Standards and Training Council-Temporary and Proposed Rule (Docket No. 11-1101-2603)

Summary and Stated Reasons for the Rule

Paul Headlee, Deputy Director Legislative Services Office	Matt Drake, Manager Research & Legislation	Keith Bybee, Manager Budget & Policy Analysis	April Renfro, Manager Legislative Audits	Norma Clark, Manager Information Technology
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Statehouse, P.O. Box 83720
Boise, Idaho 83720-0054

Tel: 208-334-2475
legislature.idaho.gov

The Idaho State Police (ISP) submits notice of temporary and proposed rulemaking at IDAPA 11.11.01 - Rules of the Idaho Peace Officer Standards and Training Council. ISP states that this rule change reduces unnecessary regulatory and educational burdens while strengthening training and professional development expectations. This rule change also reduces existing college credit requirements for higher-level detention officer certifications; establishes specific, ongoing training requirements for misdemeanor probation officers; and combines the positions of juvenile detention officer and juvenile corrections officer into a single position of juvenile justice officer while providing for a single set of training and certification requirements for the position.

Negotiated Rulemaking / Fiscal Impact

Negotiated rulemaking was not conducted, and ISP states that this is because the rule needs to be immediately implemented. There is no anticipated fiscal impact associated with this temporary and proposed rule.

Statutory Authority

The temporary and proposed rule appears to be within the statutory authority granted to the Idaho State Police in Section 19-5107, Idaho Code.

cc: Idaho State Police - Idaho State Police - POST
Tecia Ferguson

***** PLEASE NOTE *****

Per the Idaho Constitution, all administrative rules may be reviewed by the Legislature during the next legislative session. The Legislature has 3 options with this rulemaking docket: **1)** Approve the docket in its entirety; **2)** Reject the docket in its entirety; or **3)** Reject the docket in part.

**IDAPA 11 – IDAHO STATE POLICE
PEACE OFFICER STANDARDS AND TRAINING COUNCIL**

11.11.01 – RULES OF THE IDAHO PEACE OFFICER STANDARDS AND TRAINING COUNCIL

DOCKET NO. 11-1101-2601

NOTICE OF RULEMAKING – PROPOSED RULE

AUTHORITY: In compliance with Section [67-5221\(1\)](#), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section [19-5107](#), Idaho Code.

PUBLIC HEARING SCHEDULE: A public hearing concerning this rulemaking will be held as follows:

Tuesday, October 13, 2026 10:00 a.m. (MT)
In Person: Idaho Peace Officer Standards and Training Facility Building 3, Plott Board Room 700 South Stratford Drive Meridian, ID 83642
Virtual: https://teams.microsoft.com/meet/262618665232301?p=N72GVyDvvd5ZhQboeU Meeting ID: 262 618 665 232 301 Passcode: Vy9Jo7of

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

In accordance with Section [67-5292](#), Idaho Code, this agency is reviewing IDAPA 11.11.01 to assess whether the content of the rule chapter is still necessary. This proposed rule reduces regulatory burden by eliminating unnecessary or outdated requirements, including the removal of the Marine Deputy-specific provisions, and clarifying existing requirements where additional guidance is needed. The reduction in rules decreases administrative requirements and removes provisions that no longer serve a necessary regulatory purpose. The added clarification provides individuals and agencies with clearer direction and reduces uncertainty when interpreting and complying with POST requirements. These changes streamline the regulatory process while maintaining the standards necessary for effective peace officer training, certification, and public safety.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased: There are no fees being impacted as a result of this rulemaking.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year as a result of this rulemaking: NA.

NEGOTIATED RULEMAKING: Pursuant to Section [67-5220\(1\)](#), Idaho Code, negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the July 1, 2026, Idaho Administrative Bulletin, [Vol. 26-7 Pages 50-51](#).

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: No documents incorporated by reference are impacted by this rulemaking.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Kelsey Woodward, email: kelsey.woodward@post.idaho.gov, phone: (208) 884-7253.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 28, 2026.

DATED this 13th day of August, 2026.

Lt. Colonel Russ Wheatley, Chief of Staff
Idaho State Police
700 S. Stratford Drive Meridian, ID 83642
(208) 884-7004
Russ.wheatley@isp.idaho.gov

THE FOLLOWING IS THE PROPOSED TEXT OF DOCKET NO. 11-1101-2601
(Only Those Sections With Amendments Are Shown.)

11.11.01 – RULES OF THE IDAHO PEACE OFFICER STANDARDS AND TRAINING COUNCIL

004. ADMINISTRATIVE PROCEDURES ACT.

Rules of procedure in contested cases ~~and administrative appeals~~ will be governed by the administrative procedures act, (Title 67, Chapter 52, Idaho Code), and these rules. (3-31-22)()

005. – 009. (RESERVED)

010. DEFINITIONS.

In addition to the definitions under 19-5101, Idaho Code, the following terms apply: (3-31-22)

01. Accredited. Accredited by an institutional or programmatic accrediting agency as defined and recognized by the US Department of Education and identified by the Council for Higher Education Accreditation. POST will only accept degrees and/or credits from an accredited institution. ()

02. Act. Title 19, Chapter 51, of the Idaho Code. (3-31-22)

03. Agency. A law enforcement agency which is a part of or administered by the state of Idaho or any political subdivision thereof and which is responsible for the prevention and detection of crime and the enforcement of penal, traffic or highway laws of this state or any political subdivision; a juvenile detention center; a juvenile probation department; an adult misdemeanor probation department, a Public-Safety Answering Point (PSAP); the Idaho Department of Juvenile Corrections; the Idaho Department of Correction; or a private prison contractor of the State Board of Correction that is responsible for the first-line supervision, security, protection, and risk reduction of offenders housed in the a private correctional facility. (3-31-22)

034. Agency Head. A chief of police of a city, sheriff of a county or chief administrator of a law enforcement agency, as defined herein. (3-31-22)

045. Applicant. A person applying to participate in a POST training program or applying for POST certification. (3-31-22)

056. Basic Training Academy. A basic course of Council approved instruction in a discipline certified by POST. (3-31-22)

067. Canine Team. A specific person and a specific dog controlled by that person as its handler, formally assigned to perform law enforcement duties together. (3-31-22)

078. Canine Team Evaluator. An officer trained and certified by POST to evaluate the competence of canine teams. (3-31-22)

089. College Credit. A unit of work toward an academic or vocational degree awarded by an an accredited college or university ~~accredited by one of the accrediting agencies listed in Subsection 11.11.01.053.01.d. or other POST accepted U.S. regional accrediting agency.~~ (3-31-22)()

109. Conviction. ~~Any conviction in any federal, tribal, state, county, or municipal court; a voluntary forfeiture of bail, bond, or collateral deposited to secure a defendant's appearance in court as final disposition; the payment of a fine or civil penalty; a plea of guilty or nolo contendere; or a finding of guilt, notwithstanding the form of judgment or withheld judgment, regardless of whether the sentence is imposed, suspended, deferred, or withheld, or whether the plea or conviction is set aside or withdrawn, or the case or charge is dismissed or reduced, or the record expunged under Section 19-2604, Idaho Code, or any other comparable statute or procedure, where the setting aside of the plea or conviction, or dismissal or reduction of the case or charge, or expungement of the record is based upon lenity or rehabilitation rather than upon a defect in the legality or factual basis of the plea, finding of guilt, or conviction. "Conviction" does not include a misdemeanor conviction upon a bond forfeiture for a violation that is or would at the time have in Idaho been an infraction violation, if the only reason it is classified as a misdemeanor is due to the bond forfeiture.~~ As defined in Section 19-5109(11), Idaho Code. (3-31-22)()

101. Correction Officer. An employee of the Idaho Department of Correction or a private prison contractor of the State Board of Correction who is responsible for the first-line supervision, security, protection, and risk reduction of offenders housed in a correction facility. (3-31-22)

142. Council. The Idaho Peace Officer Standards and Training Council. (3-31-22)

123. Crime of Deceit. Any offense described in Section 18-1301 et seq., Idaho Code, (Bribery), Section 18-1401 et seq. (Burglary), Sections 18-1901 (Fictitious Stock Subscription), 18-1902 (Exhibition of False Papers to Public Officers), 18-1903 (Use of False Name in Prospectus), 18-1904 (Illegal Dividends and Reductions of Capital), 18-1905 (Falsification of Corporate Books), 18-1906 (Fraudulent Reports by Officers), 18-2202(1) (Computer Crime), 18-2302 (False Swearing as to Qualifications as Voter), 18-2304 (Procuring Illegal Votes), 18-2305 (Intimidation, Corruption and Frauds), 18-2306 (Illegal Voting or Interference with Election), 18-2307 (Attempting to Vote When Not Qualified or to Repeat Voting), 18-2309 (Officers Attempting to Change Result), 18-2310 (Forging or Counterfeiting Returns), 18-2311 (Adding to or Subtracting From Votes), 18-2316 (Tampering with Certificates of Nomination or Ballots), 18-2320 (Bribery of Electors), Section 18-2401 et seq. (Theft), Section 18-2601 et seq. (Falsifying Evidence -- Offering Forged or Fraudulent Documents in Evidence), Section 18-2701 et seq. (Bribery of Executive Officers), Sections 18-3105 (False Statement by Commission Merchant, Broker, Agent, Factor or Consignee to Principal or Consignor), 18-3106 (Drawing Check Without Funds -- Drawing Check With Insufficient Funds -- Prima Facie Evidence of Intent -- Standing of Person Having Acquired Rights -- Probation Conditions), 18-3123 (Forgery of a Financial Transaction Card), 18-3124 (Fraudulent Use of a Financial Transaction Card), 18-3125 (Criminal Possession of Financial Transaction Card and FTC Forgery Devices), 18-3125A (Unauthorized Factoring of Credit Card Sales Drafts), 18-3126 (Misappropriation of Personal Identifying Information), 18-3127 (Receiving or Possessing Fraudulently Obtained Goods or Services), 18-3201 (Officer Stealing, Mutilating or Falsifying Public Records), 18-3202 (Private Person Stealing, Mutilating or Falsifying Public Records), 18-3203 (Offering False or Forged Instrument for Record), 18-3204 (False Certificates or Other Instruments from Officers), 18-3206 (Mutilating Written Instruments), Section 18-3601 et seq. (Forgery and Counterfeiting), Sections 18-4616 (Defacing Marks on

Logs or Lumber), 18-4617 (Stealing Rides on Trains), 18-4621 (Stealing Electric Current -- Tampering with Meters), 18-4622 (Stealing Electric Current -- Accessories Liable as Principals), 18-4624 (Taken or Converted Merchandise as Theft), 18-4626 (Willful Concealment of Goods, Wares or Merchandise -- Defense for Detention), 18-4630 (Illegal Use of Documents), 18-4701 (Alteration of Bills), 18-4702 (Alteration of Enrolled Copies), 18-4703 (Offering Bribes to Legislators), 18-4704 (Legislators Receiving Bribes), Section 18-5401 et seq. (Perjury), Section 18-6501 et seq. (Robbery), Sections 18-8201 (Money Laundering and Illegal Investment -- Penalty -- Restitution), 41-293 (Insurance Fraud), 41-294 (Damage to or Destruction of Insured Property), 41-1306 (False Financial Statements), 49-228 (Receiving or Transferring Stolen Vehicles), 49-231 (Farm Implements -- Purchasing or Selling When Identifying Number Altered or Defaced a Felony), 49-232 (Fraudulent Removal or Alteration of Numbers Prohibited), 49-518 (Altering or Forging Certificate -- Stolen Cars -- Destroying or Altering Engine or Decal Number -- Use of Fictitious Name -- Fraud), or any attempt, conspiracy or solicitation to commit any of the foregoing offenses, or any racketeering offense under Section 18-7801 et seq., Idaho Code, in which any of the foregoing offenses constitutes at least one (1) of the predicate acts, or any other crime defined in the Idaho Code involving any form of theft or including fraudulent intent as an element, or an offense equivalent to any of the foregoing in any other jurisdiction.

(3-31-22)

134. Division Administrator. The administrator of the Idaho Peace Officers Standards and Training Division of the Idaho State Police.

(3-31-22)

145. Field Training. Formal, on the job training for special and defined purposes.

(3-31-22)

156. Full Time. An employee who is, for a calendar month, employed on average at least thirty (30) hours of service per week, or one hundred thirty (130) hours of service per month.

(3-31-22)

167. Hearing Board. A board of three members designated by the Chair of the Council to hear contested cases and enter recommended orders for the Council's decision.

(3-31-22)

178. Hearing Officer. A person designated by the Council to preside over decertification proceedings and to render findings of fact, conclusions of law and a recommended order at the conclusion of those proceedings.

(3-31-22)

189. In-Service Training. Training designed to refresh or enhance a certified officer's ability to perform their duties.

(3-31-22)

1920. Juvenile Detention Center. A facility that is part of or administered by an Idaho county and is responsible for the safety, care, protection, and monitoring of juvenile offenders.

(3-31-22)

201. Juvenile Detention Officer. An employee working in a juvenile detention center who is responsible for the safety, care, protection, and monitoring of juvenile offenders.

(3-31-22)

212. Juvenile Probation Department. A public or private agency administered by or contracted with the court, and providing juvenile probation services to a county at the concurrence and expense of the county commissioners.

(3-31-22)

223. Juvenile Probation Officer. An employee of a juvenile probation department who is responsible for preparing social history reports to the court, making recommendations regarding conditions of probation, and the supervision of juvenile offenders' compliance with court orders.

(3-31-22)

234. Law Enforcement Certification Program. A program operated by a college or university, law enforcement agency, or private entity and satisfying POST basic training academy requirements.

(3-31-22)

245. Law Enforcement Certification Program Facility. A facility at which law enforcement certification programs conduct training.

(3-31-22)

256. Law Enforcement Profession. As used in these rules ~~in reference to agreements authorized pursuant to Section 19-5112, Idaho Code~~, the "law enforcement profession" includes the following positions: Peace Officer, County Detention Officer, Emergency Communications Officer, Juvenile Detention Officer, Juvenile

Probation Officer, Correction Officer, Juvenile Corrections Direct Care Staff, Adult Felony Probation and Parole Officer, ~~Idaho Department of Juvenile Corrections Direct Care Staff~~, and Adult Misdemeanor Probation Officer.

(3-31-22)()

~~26. **Marine Deputy.** A person employed by a county sheriff whose primary function is to perform marine-related enforcement duties within established policies and procedures.~~

(3-31-22)

27. **Misdemeanor Probation Department.** A public or private agency administered by or contracted with the county, and providing misdemeanor probation services to a county at the concurrence and expense of the county commissioners.

(3-31-22)

28. **Part-Time Employee.** An employee, regardless of discipline, who works less than thirty (30) hours per week or one hundred thirty (130) hours per month.

(3-31-22)

29. **POST.** The Idaho Peace Officer Standards and Training Program.

(3-31-22)

30. **POST Certified Instructor.** A person certified by POST as qualified to instruct or assess students in a course of instruction which meets POST standards for certification or training.

(3-31-22)

31. **Program Coordinator.** A person designated by a college, university, or agency to be responsible for a law enforcement certification program.

(3-31-22)

32. **Public Safety Answering Point (PSAP).** A city, county, or state emergency call center that receives direct or transferred 9-1-1 calls for police, firefighting, and ambulances.

(3-31-22)

33. **Regional Training Specialist.** A POST employee who is assigned to a specific region of the state, and who assesses training materials and instruction for law enforcement personnel to assure compliance with POST standards.

(3-31-22)

34. **Reserve Peace Officer.** A person appointed by an agency to perform the duties of a peace officer on a limited basis.

(3-31-22)

35. **School.** A school, college, university, academy, or local training program which offers law enforcement training and which is certified by the Council.

(3-31-22)

36. **State.** Unless otherwise indicated, the state of Idaho.

(3-31-22)

37. **Student.** A person participating in any Council-approved basic training program or law enforcement certification training program.

(3-31-22)

38. **Temporary/Seasonal.** Employment of less than one hundred eighty (180) consecutive days.

(3-31-22)

39. **Trainee.** A POST certified officer participating in in-service training.

(3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

051. MANDATORY AND VOLUNTARY CERTIFICATION.

01. **Mandatory Certification.** Except as otherwise provided in these rules, no person shall act as a peace officer, ~~marine deputy~~, county detention officer, emergency communications officer, juvenile detention officer, juvenile probation officer, correctional officer, adult probation and parole officer, juvenile direct care staff or misdemeanor probation officer in Idaho unless they are certified to do so by POST in accordance with these rules.

(3-31-22)()

02. Voluntary Certification for Correctional Officers and Adult Probation and Parole Officers Employed Prior to July 1, 2005. Correctional officers and adult probation and parole officers who were employed prior to July 1, 2005 are not required to be POST certified in those disciplines, but may become certified by meeting all requirements for certification set forth in these rules. (3-31-22)

03. Voluntary Certification for Emergency Communications Officers Employed Prior to July 1, 2012. Emergency Communications Officers who were employed prior to July 1, 2012 are not required to be POST certified, but may become certified by meeting all requirements for certification set forth in these rules. (3-31-22)

04. Voluntary Certification for Certain Officials. The director of the Idaho State Police or any elected official, although specifically excluded by law from meeting the requirements set by the Council, may be certified if they so desire, provided they meet the minimum requirements for certification as prescribed in these rules. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

053. EDUCATION.

- 01. Acceptable Education.** An applicant must have: (3-31-22)
- a.** Graduated from a school accredited as a high school at the time of graduation by the state in which it is located or by a recognized regional accreditation body; or (3-31-22)
 - b.** Passed a GED or a Department of Labor administered assessment in subject areas required by POST; or (3-31-22)
 - c.** Have completed a high school equivalency program and obtained a state- issued certificate; or (3-31-22)
 - d.** Completed a minimum of fifteen (15) ~~credits at a college~~ credits accredited by one of the following: Middle States Association of Schools and Colleges; New England Commission of Higher Education Accrediting Commission for Community and Junior Colleges; North Central Association of Colleges and Schools (the Higher Learning Commission); Northwest Association of Colleges and Universities; Southern Association of Colleges and Schools; and Western Association of Schools and Colleges; or (3-31-22) ()
 - e.** Completed a course of study, either in a formal school setting or through homeschooling if the program is recognized by a state or by a local school district within a state as having met that state's high school graduation requirements; or (3-31-22)
 - f.** If educated outside the United States, an applicant must have passed GED testing or provide an evaluation from a member of the National Association of Credential Evaluation Services (NACES) or Association of International Credential Evaluators, Inc. (AICE), showing the applicant's education meets or exceeds the U.S. requirements for high school graduation. (3-31-22)

- 02. Documentation of Education.** An applicant must provide a certified copy or original of one of the following: (3-31-22)
- a.** High school diploma indicating date of graduation; (3-31-22)
 - b.** Official high school transcript indicating date of graduation; (3-31-22)
 - c.** Official transcript of GED results indicating a passing score; (3-31-22)
 - d.** Correspondence from the Idaho Department of Labor, providing a passing score (minimum 75% in each assessment) result of testing on all POST designated assessments; (3-31-22)

- e.** Correspondence from a state or local school district indicating that the applicant has met that state's high school graduation requirements; (3-31-22)
- f.** State-issued high school equivalency certificate; (3-31-22)
- g.** Official transcript from a POST accepted U.S. regionally-accredited college indicating completion of a minimum of fifteen (15) credits; (3-31-22)
- h.** Official evaluation of foreign education by a member of the National Association of Credential Evaluation Services (NACES) or Association of International Credential Evaluators, Inc. (AICE) showing the applicant's education meets or exceeds the U.S. requirements for high school graduation. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

056. DOCUMENTATION OF CRIMINAL, TRAFFIC, AND MILITARY DISCHARGE RECORDS.

With a POST application, an applicant shall submit the following to verify criminal, traffic or military records. (3-31-22)

01. Criminal or Traffic Matters. Charging documents, including citations, complaints, information or indictments; judgements of convictions, orders of restitution; orders involving probation, parole, or revocation of probation or parole; orders of dismissal or release; records of payments to the court. (3-31-22)

02. Military Discharge. Copies of a DD Form 214 for active military service, NGB Form 22 for National Guard Service, or ~~Official Military Discharge Documentation~~ DD Form 256 for Reserve ~~military s~~ Service. (3-31-22)()

057. REQUIREMENTS FOR BASIC CERTIFICATION.

In addition to complying with the foregoing standards, each applicant for certification must ~~also~~ comply with the following requirements. (3-31-22)()

01. Agency Employment. Each applicant must be an employee of an agency, as defined in these rules, in a position requiring POST certification, or be a member of POST professional staff. (3-31-22)

02. Background Investigation. The employing agency must conduct a comprehensive background investigation of each applicant to ensure that he meets requirements for POST certification and employment in the law enforcement profession. (3-31-22)

a. The applicant must complete a comprehensive application and personal history statement prior to a background investigation in aid of determining he is eligible for certification. (3-31-22)

b. The applicant must be fingerprinted on a standard FBI Applicant fingerprint card and a search of local, state, and national fingerprint databases must be made to disclose any criminal record. The employing agency ~~must~~ shall retain originals of all records check results. (3-31-22)()

c. The employing agency must investigate the applicant's traffic records in each state in which he resided. (3-31-22)

d. The background investigation must include information from personal references, schools, the applicant's last three (3) previous employers, and law enforcement agency or PSAP records in jurisdictions where the applicant has lived or worked. (3-31-22)

e. The employing agency must interview each applicant to ascertain his suitability for the law enforcement profession. Interview topics must include use of intoxicants, controlled substances, physical, mental, and emotional history, family problems, moral outlook and habits, and the applicant's financial history. (3-31-22)

f. An experienced investigator must conduct a thorough investigation into the applicant's reputation, integrity, honesty, dependability, qualifications, experience, associations, emotional stability, and respect for the law. (3-31-22)

03. Physical Readiness Assessment. The employing agency shall require an assessment of an applicant's physical readiness to ensure he can perform physically demanding tasks and tests while attending a basic training academy or equivalent program. An applicant who fails a required physical test during an academy may be dismissed, but may attend a future academy and must pass a physical readiness test prior to certification. (3-31-22)

04. Mental Readiness Assessment. Where there is a question as to whether the applicant may be subject to a mental or emotional disorder that calls his suitability for the law enforcement profession into question, the employing agency shall have a psychiatrist or clinical psychologist conduct a thorough evaluation to ensure he is capable of performing law enforcement duties. (3-31-22)

05. Application. Each applicant must fill out a POST Application and submit it to the employing agency, which shall submit it to POST with all required documentation. (3-31-22)

a. Upon review of an application, POST may inspect an agency's background investigation file to ensure it is accurate and complete. If a review indicates that information submitted to POST may be inaccurate, incomplete or falsified, the Division Administrator must inspect the agency's background investigation file. (3-31-22)

b. If the application contains inaccuracies or omissions, the Division Administrator may require the agency to supplement the application, and may approve the application. (3-31-22)

c. If the application contains evident falsifications, the Division Administrator shall reject the application. (3-31-22)

06. Aptitude Test. An applicant shall complete an aptitude test to ensure he is capable of performing law enforcement duties. (3-31-22)

07. Code of Ethics/Standards of Conduct. Each applicant shall attest that he will abide by the following Law Enforcement Code of Ethics, and that he understands violations thereof constitute grounds for decertification:

As a member of the law enforcement profession, my fundamental duty is to serve the community; to safeguard lives and property; to protect the innocent against deception, the weak against oppression or intimidation, and the peaceful against violence or disorder; and to respect the Constitutional rights of all to liberty, equality and justice.

I will keep my private life unsullied as an example to all and will behave in a manner that does not bring discredit to me or my agency. I will maintain courageous calm in the face of danger, scorn, or ridicule; develop self-restraint; and be constantly mindful of the welfare of others. Honest in thought and deed in both my personal and official life, I will be exemplary in obeying the law and the regulations of my department. Whatever I see or hear of a confidential nature or that is confided to me in my official capacity will be kept ever secret, unless revelation is necessary in the performance of my duty.

I will never act officiously or permit personal feelings, prejudices, political beliefs, aspirations, animosities or friendships to influence my decisions. With no compromise for crime and the relentless prosecution of criminals, I will enforce the law courteously and appropriately without fear or favor, malice or ill will, never employing unnecessary force or violence and never accepting gratuities.

I recognize the badge or position of my office as a symbol of public faith, and I accept it as a public trust to be held so long as I am true to the ethics of law enforcement/public service. I will never engage in acts of corruption or bribery, nor will I condone such acts by other law enforcement or emergency communications officers. I will cooperate with all legally authorized agencies and their representatives in the pursuit of

justice.

I know that I alone am responsible for my own standard of professional performance and will take every reasonable opportunity to enhance and improve my level of knowledge and competence. I will constantly strive to achieve these objectives and ideals, dedicating myself before God or have a sincere and unfaltering commitment to my chosen profession...law enforcement.

(3-31-22)

08. Time for Completing Basic Training Academy or Alternative Training, Field Training and Probationary Period. (3-31-22)

a. Except as otherwise provided in these rules, every person attending a basic training academy must complete that academy, a minimum of 40 hours of field training and six consecutive months of probation in that discipline with that hiring agency within twelve months of beginning employment in order to be certified. (3-31-22)

b. Emergency communications officers attending a basic training academy must complete that academy, and six consecutive months of probation in that discipline with that hiring agency within eighteen (18) months of beginning employment in order to be certified. (3-31-22)

c. Any person who does not become certified in the relevant discipline within three (3) years of graduating from a basic training academy or POST certified equivalent program must repeat that entire academy or program in order to become certified. (3-31-22)

d. Every person seeking certification through the POST challenge process must complete that process within one year of beginning employment with an agency. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

080. CERTIFICATIONS FOR PART-TIME OFFICERS.

In addition to basic POST certification, as set forth in these rules, the Council may issue certifications to the following employees who work under the supervision of full-time, POST certified Officers. (3-31-22)

01. Requirements. Part-time officers in all disciplines except reserve peace officers, ~~marine deputies~~ and part-time juvenile detention officers ~~will~~ must meet the same requirements as full time officers and will be issued a basic certificate. (3-31-22) ()

a. Part-time juvenile detention officers who attend the basic juvenile detention academy will receive a basic certificate. Part-time juvenile detention officers who attend the part-time juvenile detention training will be issued a part-time juvenile detention certificate. (3-31-22)

b. Part-time misdemeanor probation officers must work sixty (60) hours per year to maintain certification. (3-31-22)

c. Reserve peace officers will be issued a reserve peace officer certification. (3-31-22)

~~d. Marine deputies will be issued a marine deputy certification.~~ (3-31-22)

02. Lapse of Certification. All part-time POST certifications shall lapse in the same manner as basic certifications, and as set forth in these rules. (3-31-22)

03. Decertification. All-part time officers are subject to decertification in the manner set forth in these rules. (3-31-22)

04. Limit and Authority. The certification and authority of part-time officers is not limited except where indicated in these rules. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

082. ~~MARINE DEPUTY CERTIFICATION.~~ **(RESERVED)**

~~01. Appointment by Sheriff.~~ Marine deputies may be appointed by the Sheriff of a county for the purpose of enforcing: (3-31-22)

~~a. The provisions of Title 67, Chapter 70, Idaho Code;~~ (3-31-22)

~~b. The provisions of IDAPA 26, Title 01, Chapter 30, Administrative Rules of the Idaho Department of Parks and Recreation;~~ (3-31-22)

~~c. City and county ordinances pertaining to watercraft and waterways; and~~ (3-31-22)

~~d. Enforcement of Idaho Code as assigned by the Sheriff.~~ (3-31-22)

~~02. Minimum Basic Training.~~ A person desiring marine deputy certification shall complete the Council approved core curriculum, comprising basic law enforcement and marine specific courses. (3-31-22)

~~03. Peace Officer Eligibility.~~ A person who, within the three (3) years immediately preceding application, has served as a full time POST certified peace officer shall be eligible for POST marine deputy certification without completing the core curriculum, provided he completes required marine specific courses and passes the marine deputy certification examination. (3-31-22)

~~04. Certified or Commissioned in Another Jurisdiction; Graduate of Basic Police Academy.~~ A person who has, within the three (3) years immediately preceding application, served as a full time certified peace officer in another state, or served as a full time commissioned peace officer for the federal government, or completed a basic police academy equivalent to the POST basic patrol academy may be eligible for POST marine deputy certification, provided he passes the POST marine deputy certification examination and meets all additional POST requirements for marine deputy certification. (3-31-22)

~~05. Absence of Three Years.~~ A person who has not served as a marine deputy or as a peace officer for over three (3) years must complete the POST core curriculum to be eligible for marine deputy certification. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

092. CANINE EVALUATOR CERTIFICATION.

01. **Certification.** POST shall certify applicants who meet the requirements set forth in this section and are deemed qualified by their training and experience to evaluate police canine teams. Certificates shall be issued in the areas of Patrol and Detection. (3-31-22)

02. **Eligibility.** ~~To be eligible for a Canine Evaluator Certificate, each~~ An applicant ~~shall~~ must hold: (3-31-22)

~~a. Possess a current or previous POST professional certification, and not have never been previously~~ decertified as a public safety official in any jurisdiction, and comply with any additional provisions required by POST. (3-31-22)()

03. **Retaining Certification.** A certified canine evaluator shall evaluate a minimum of four (4) dogs every two (2) years in the discipline in which they are certified to evaluate. Any evaluator not satisfying this requirement shall complete all requirements for initial canine evaluator certification to be recertified. (3-31-22)

04. Revocation. The Council may revoke Canine Evaluator certification if an evaluator is deemed unqualified to continue evaluating police canine teams. Review of canine evaluator certification may be initiated upon the request of an agency head, other reliable source or the Council. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

110. DECERTIFICATION.

- 01. Mandatory Decertification.** The Council shall decertify any person for: (3-31-22)
- a.** A conviction of any felony or offense which would be a felony if committed in Idaho; (3-31-22)
 - b.** A conviction for a misdemeanor offense involving domestic violence; (3-31-22)
 - c.** Willfully falsifying or omitting any material information to obtain certification; (3-31-22)
 - d.** Violating any provision of the Idaho Uniform Controlled Substances Act, Section 37-2701 et seq., Idaho Code, whether charged or not, or of a comparable statute of another state or country, if the violation occurred while employed as a law enforcement officer, in a prosecutorial position, or in a position of public safety, regardless of when the illegal use occurred. (3-31-22)
- 02. Discretionary Decertification.** The Council may decertify any person for: (3-31-22)
- a.** A conviction of any misdemeanor; (3-31-22)
 - b.** A violation of the Council's Code of Ethics; (3-31-22)
 - c.** Criminal conduct whether charged or not; (3-31-22)
 - d.** Consuming alcoholic beverages on duty, except as necessary for the lawful performance of duties; (3-31-22)
 - e.** Harassment or intimidation; (3-31-22)
 - f.** Lying or falsifying official written or verbal communications; (3-31-22)
 - g.** Inappropriate sexual conduct while on duty; (3-31-22)
 - h.** An inappropriate relationship, sexual or otherwise, with a person who the officer knows or should have known is a victim, witness, defendant, inmate, probationer, parolee, or informant in an ongoing investigation or adjudication; (3-31-22)()
 - i.** Unauthorized use or unlawful conversion of the employing agency's property, equipment, or funds; (3-31-22)
 - j.** Intentional and unauthorized disclosure of confidential information or information that may compromise an official investigation; (3-31-22)
 - k.** Failure to report being charged with a felony or misdemeanor within five (5) business days; (3-31-22)
 - l.** Failure to respond or to respond truthfully to questions related to an investigation or legal proceeding. (3-31-22)

03. Required Notifications by Officers and Agencies. (3-31-22)

a. An officer charged with a felony or a misdemeanor shall notify his agency head within five (5) business days. (3-31-22)

b. The agency head of an officer charged with a felony or misdemeanor shall notify the Division Administrator within fourteen (14) days of learning of the charge. (3-31-22)

c. A person who is not currently employed by a law enforcement agency but is certified by POST shall notify POST of a misdemeanor or felony charge within fourteen (14) business days. (3-31-22)

04. Effect of Decertification. (3-31-22)

a. A person decertified by the Council is ineligible for POST certification of any kind for ten (10) years following the date of decertification. After the expiration of ten (10) years an agency head may petition the Council to allow a decertified officer to attend a basic academy and become certified. (3-31-22)

b. No decertified person shall exercise any law enforcement authority until recertified. Any officer who is the subject of a decertification investigation is ineligible for any additional POST certification while under investigation. (3-31-22)

c. Voluntary resignation or relinquishment of certification(s) has the same full force and effect as decertification in a contested case. (3-31-22)

111. DECERTIFICATION PROCEEDINGS-GENERAL PROVISIONS.

01. Legal Authority. In accordance with ~~the IDAPA 62.01.01, Idaho Rules of Administrative Procedure of the Attorney General, IDAPA 04.11.01.050,~~ the Council partially declines to adopt the procedures established in IDAPA ~~04.11.01.62.01.01,~~ but to the extent that the Council does adopt specific rules found in IDAPA ~~04.11.01.62.01.01~~ et seq., those rules are specified below. The due process procedures ~~for fair hearings are~~ provided within these rules are to meet the unique requirements of the law enforcement profession and provide for expeditious resolution of contested cases in order to assure public safety and to secure a just, speedy and economical determination of all matters presented to the Council. These procedures meet or exceed minimum Constitutional requirements for due process while allowing the Council to fulfill its obligations to protect the safety of the public and the integrity of the law enforcement profession. (3-31-22)()

02. Overview. Pursuant to Idaho Code Section 19-5113, the Division Administrator shall investigate all trustworthy allegations of misconduct by a person holding POST certification and determine whether decertification proceedings will be commenced. (3-31-22)

03. Stipulation or Relinquishment. At any time during the course of an investigation, the person being investigated may stipulate to decertification or otherwise relinquish their certifications. However, in the event the individual relinquishes their certification but does not stipulate to decertification, the decertification process may continue forward as set forth in these rules. (3-31-22)()

112. DECERTIFICATION PROCEEDINGS-DUE PROCESS PROCEDURES.

If the Division Administrator determines through investigation ~~(which constitutes the complaint for the purpose of a contested case proceeding before the agency)~~ that the allegations of misconduct by a person, which if proven, are cause for decertification, the person shall be provided with notice and an opportunity to respond before a decision regarding decertification is made. (3-31-22)()

01. Notice of Intent to Decertify. The Division Administrator shall provide the person who is the subject of the proceeding with a notice of the intent to decertify, which shall include: (3-31-22)

a. The basis for the contemplated decertification and an explanation of the evidence supporting the intended action. (3-31-22)

- b. That the person has a right to be represented by a person of their own choosing. (3-31-22)
- c. That the person may file a written response to object to the notice of intent to decertify. Said response shall be made within fourteen (14) days from the date of service of the notice of intent to decertify. The written response shall be made to the Division Administrator, setting forth any reasons why the intended action should not be taken. Concurrent with the written response, a written request may also be made for a conference with the Division Administrator to provide reasons why the intended action should not be taken. (3-31-22)
- d. That the person may waive a response by submitting a written waiver to the Division Administrator. (3-31-22)
- e. That, if the person waives a response or fails to respond within the designated time, signs an agreement to decertification or relinquishes their certificates; the Division Administrator will enter an order of decertification. (3-31-22)
- 02. Stipulation or Relinquishment.** ~~A person may~~ If an individual stipulates to decertification, ~~or otherwise relinquish their certifications, and~~ the Division Administrator shall enter an order of decertification. (3-31-22)()
- 03. Decision – Request for Hearing.** After the person who is the subject of the decertification proceeding has responded or waived a response, or the period to respond has expired, the Division Administrator shall, within twenty-eight (28) days, issue a decision on decertification. (3-31-22)
- a. The decision shall include findings of fact and conclusions of law and becomes a final order unless the person files a request for a hearing on the decision with the Council within fourteen (14) days of the date of service of the Division Administrator's decision. (3-31-22)
- b. A request for hearing shall include a brief statement of the issues upon which the person contends a hearing is required. (3-31-22)
- 04. Hearing and Order.** Upon receipt of a request for hearing, the Council shall assign the matter to a hearing officer for hearing. IDAPA Rules ~~04.11.01.410 through 04.11.01.417~~ 62.01.01 apply to hearing officers. (3-31-22)()
- a. The hearing officer shall have the power to subpoena witnesses, administer oaths, examine evidence and witnesses and request additional information from the parties. (3-31-22)
- b. The person who is the subject of the proceeding shall have the right to be represented at the hearing by a person of their own choosing and the right to conduct discovery. (3-31-22)
- c. Prior to submitting testimonial evidence, the person shall receive an administrative warning requiring that he provide testimony truthfully, and to acknowledge his understanding that no statements provided shall be used against him in criminal proceedings, based on Garrity v. New Jersey, 385 U.S. 493 (1967). (3-31-22)
- d. The hearing shall be recorded at the Council's expense. The recording will be the official record of the hearing. Any party to the action may, at their expense, request that a transcript of the hearing be prepared or that additional recordings be made. Such a request shall be approved if the additional recording does not distract from or disrupt the hearing. (3-31-22)
- e. Pursuant to Idaho Code Section 19-5113, the Division Administrator shall have the authority to compel the attendance and testimony of witnesses and production and examination of books, papers, and records. (3-31-22)
- f. At the conclusion of proceedings, the hearing officer shall issue a decision in writing consisting of findings of fact, conclusions of law and an order that the person be decertified or that POST failed to show grounds for decertification and that the person be reinstated as an officer. The decision and the record of the proceedings, shall be filed with the Council. (3-31-22)

g. The decision shall become a final order unless a petition for review by the full Council is filed with the Council within twenty-eight (28) days of the date of the decision. A petition for review shall include a brief statement of the basis upon which review is requested. (3-31-22)

h. Where the decision directs the reinstatement of the person's certification, the Division Administrator shall reinstate certification upon the expiration of the time for filing a petition for review. (3-31-22)

05. Petition for Agency Review. (3-31-22)

a. Upon receipt of a petition for agency review, the Council shall issue a briefing schedule allowing the petitioner an opening brief, the respondent a response brief and the petitioner a reply brief. The Council shall review the record, briefs submitted and may allow oral argument. The petitioner may be represented by a person of their own choosing. (3-31-22)

b. The Council may affirm, reverse, or modify the decision of the hearing officer, or may hold additional hearings or remand the matter. The Council's decision shall be a final order and may be appealed to district court by filing a petition for judicial review within twenty-eight (28) days of the date of service of the Council's decision. (3-31-22)

06. Service. Service of all notices to be given, orders or other documents under Section 092 shall be by personal service, facsimile, other electronic means, or by U.S. mail, regular or certified, with postage prepaid, addressed to a party's last known address. (3-31-22)

07. Public Notice. The names, agency and violation(s) of those persons whose certifications have been revoked are publicly available. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

123. REQUIREMENTS FOR HIGH LIABILITY INSTRUCTOR ENDORSEMENT.

POST certified instructors must obtain additional endorsements to instruct any topics deemed as "high liability" by the Council. (3-31-22)

01. Completion of a High Liability Instructor School. An applicant for High Liability Instructor Endorsement must complete all requirements of the POST instructor course specific to the high liability topic area in which the applicant intends to instruct. (3-31-22)

02. Application. After meeting the requirements for POST instructor certification, the applicant must submit a completed POST High Liability Instructor Endorsement Application Packet and must comply with any additional provisions required by POST. (3-31-22)

03. Multiple Endorsements. A current POST endorsed high liability instructor applying for instructor endorsement in an additional high liability topic area must meet the requirements of this section for the additional topic area prior to endorsement in that topic. (3-31-22)

04. Instruction Pending Endorsement. Prior to evaluation by a Regional Training Specialist, high liability instructor endorsement applicants cannot act as an instructor for any course offered for POST training credit in the intended topic area: Following completion of the POST instructor course specific to the intended high liability intended topic area, and upon notice from the Regional Training Specialist, the applicant may begin co-instruction of in the intended topic area, in preparation for evaluation. (3-31-22)

05. Continuing Training Requirements. High liability instructors must complete ~~a minimum of eight (8) hours of~~ continuing instructor training every two (2) years as defined by POST procedures, including use of force law, liability, and further instructor training specific to the endorsed topic area(s). (3-31-22)()

(BREAK IN CONTINUITY OF SECTIONS)

126. MAINTAINING POST INSTRUCTOR CERTIFICATIONS AND ENDORSEMENTS.

01. Renewal of High Liability Endorsement. High liability instructor endorsements are valid for two (2) years, ~~except Firearms endorsements which are valid for one (1) year,~~ provided the instructor remains in good standing and complies with all POST requirements for in-service training. To renew the endorsement, the instructor must comply with any additional provisions required by POST. (3-31-22)()

02. Renewal of Master Instructor Certification. Master instructor certification is valid for three (3) years. To renew the certification, the instructor must comply with any additional provisions required by POST. (3-31-22)

03. Renewal of Canine Instructor Certification. Canine instructor certification is valid for two (2) years. To renew the certification, the instructor must comply with any additional provisions required by POST. (3-31-22)

04. Lapse of POST Instructor Certification. Except as otherwise set forth in these rules, POST instructor certification is valid indefinitely, provided it is not suspended or revoked, the instructor remains in good standing, and complies with all POST in-service training requirements. (3-31-22)

a. Instructors who fail to instruct for a period of two (2) years will be deemed inactive and may not instruct as a POST instructor until they have reapplied. (3-31-22)

b. Inactive instructors may be required to complete a POST approved instructor orientation course. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

133. POST CREDIT FOR IN-SERVICE TRAINING.

01. Credit for POST In-Service Training Provided by a Post Certified Instructor in Idaho. POST will grant training credit for in-service training according to the following criteria: (3-31-22)

a. The training was provided by Idaho POST Certified Instructor(s). One (1) or more training instructors for any class must be POST certified. Instructors who are not POST certified will not be given credit for POST instructor hours. (3-31-22)

b. The training was at least thirty (30) minutes in length. (3-31-22)

02. Credit for POST In-Service Training Provided by an Organization or Vendor who is not POST Certified. All third-party in-service training must be pre-approved. The Council may maintain a list of organizations and vendors that will be exempt from this pre-approval process based on their reputation providing quality training, that are well established training organizations within the law enforcement training community, or that are offered through a regionally accredited college or university. Organizations and vendors who do not meet the criteria established through the Council, or its designee must meet the following criteria. (3-31-22)

a. At least thirty (30) days prior to an in-service training session, the host agency will submit the following documents to a Regional Training ~~Specialist~~ Coordinator for approval: (3-31-22)()

i. A course outline; (3-31-22)

ii. A description of the subject material and the time period to be devoted to each subject area; (3-31-22)

- iii. A description of the enforcement personnel to be instructed; (3-31-22)
- iv. A résumé on each instructor, unless the instructor is POST certified or approved; and (3-31-22)
- v. A lesson plan and all presentation and handout materials used in the course. (3-31-22)
- b.** The course must be at least four (4) hours in length. (3-31-22)
- c.** Any course which has been approved through this process, may be placed on the Council's designated pre-approved list after meeting the following criteria: (3-31-22)
 - i. The course has been taught at least once in a calendar year, for at least three (3) consecutive years; or (3-31-22)
 - ii. Is approved by the International Association of Directors of Law Enforcement Standards and Training (IADLEST) and placed on the IADLEST national course certification index. (3-31-22)
- 03. Course Attendance Roster.** A lead instructor or facilitator must submit an ~~original~~ or electronic POST course attendance roster no later than thirty (30) days following the completion of the training for POST training credit approval. (3-31-22)
- 04. Training Outside of Idaho.** In-service training which is delivered outside of Idaho will be considered POST approved if the trainee provides any of the following: (3-31-22)
 - a.** The training was approved by the state's equivalent of POST, where the training occurred; or (3-31-22)
 - b.** The training course was approved by the International Association of Directors of Law Enforcement Standards and Training (IADLEST); or (3-31-22)
 - c.** The training course meets the criteria set forth above; and (3-31-22)
 - d.** Is submitted within thirty (30) days of the completion of the course; and (3-31-22)
 - e.** The trainee provides POST with the location, hours of the training, and a course syllabus or table of contents. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

143. MAINTENANCE OF RECORDS.

A law enforcement certification program must maintain: (3-31-22)

- 01. Course File.** A file for each POST approved law enforcement training course it conducts, including curriculum, class schedules, attendance and discipline records, counseling records, tests with answer sheets, ~~a course summary~~, and course evaluations. (3-31-22)
- 02. Student Training File.** A training file for each student including sufficient records to determine whether the student has completed all performance objectives. (3-31-22)
- 03. Instructor File.** A file for each instructor for the program including proof that the instructor is POST certified for each subject the instructor teaches, a copy of the instructor's student evaluations for the past year, and any other pertinent information related to the instructor's performance. (3-31-22)

**IDAPA 11 – IDAHO STATE POLICE
PEACE OFFICER STANDARDS AND TRAINING COUNCIL**

11.11.01 – RULES OF THE IDAHO PEACE OFFICER STANDARDS AND TRAINING COUNCIL

DOCKET NO. 11-1101-2603

NOTICE OF RULEMAKING – TEMPORARY AND PROPOSED RULE

GOVERNOR’S STATEMENT: An earlier effective date prior to legislative review is required in accordance with the provisions of Idaho Code Section [67-5226](#)(2) (c) because it reduces a regulatory burden that would otherwise impact individuals or businesses.

EFFECTIVE DATE: The effective date of the temporary rule is October 7, 2026.

AUTHORITY: In compliance with Idaho Code Sections [67-5221](#)(1) and [67-5226](#) notice is hereby given that this agency has adopted a temporary rule and proposed regular rulemaking procedures have been initiated. The action is authorized pursuant to Idaho Code Section [19-5107](#) Idaho Code.

PUBLIC HEARING SCHEDULE: A public hearing concerning this rulemaking will be held as follows:

Tuesday, October 13, 2026 9:00 a.m. (MT)
In Person: Idaho Peace Officer Standards and Training Facility Building 3, Plott Board Room 700 South Stratford Drive Meridian, ID 83642 Virtual: https://teams.microsoft.com/meet/213330193084683?p=IRThzYXT26qLFsP57G Meeting ID: 213 330 193 084 683 Passcode: aZ9b7kA9

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of its supporting reasons for adopting a temporary rule and a nontechnical explanation of the substance and purpose of the proposed rulemaking:

The proposed modifications to certification requirements are intended to reduce unnecessary regulatory and educational burdens while strengthening the training and professional development expectations for Idaho’s law enforcement personnel.

For higher-level detention officer certifications, the proposed changes would reduce the existing college credit requirements. This modification recognizes that relevant experience, specialized training, and demonstrated job performance can provide meaningful professional development without requiring an extensive college-credit component. Reducing the college requirement would make advancement to higher levels of certification more accessible while maintaining appropriate professional standards.

For Misdemeanor Probation Officer (MPO) certification, the proposed changes would establish specific ongoing training requirements to retain the certification. This ensures that officers who achieve the MPO certification continue to maintain current knowledge, skills, and competencies throughout their careers.

Instructor credit requirements for maintaining basic certification would be incorporated to recognize the value of continued involvement in law enforcement training and instruction. Requiring applicable instructor credits encourages certified personnel to remain engaged in professional development, share knowledge and experience with others, and contribute to the ongoing development of the law enforcement profession.

This rule change reduces the regulatory burden that would otherwise impact individuals or businesses, specifically officers of the Idaho Department of Juvenile Justice. By combining two separate disciplines into one, officers can be trained and certified in the new, single discipline (Juvenile Justice Officer), reducing the need to manage certification and training of two disciplines and no longer requiring officers to attend an additional basic training academy to attain certification when transitioning from one discipline to the other, i.e. Juvenile Detention Officer to Juvenile Corrections Officer.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year: NA.

NEGOTIATED RULEMAKING: Pursuant to Idaho Code Section 67-5220(2) negotiated rulemaking was not conducted because the POST Council determined that immediate implementation of the rule is necessary to reduce regulatory burden and streamline Idaho POST requirements in response to current training and certification needs. The changes provide greater flexibility, reduce administrative burdens, and clarify compliance requirements while maintaining appropriate professional standards and ensuring officers receive the training necessary to perform their duties effectively.

INCORPORATION BY REFERENCE: Pursuant to Idaho Code Section 67-5229(2)(a) the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: NA.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Kelsey Woodward, email: kelsey.woodward@post.idaho.gov, phone: (208) 884-7253.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 28, 2026.

DATED this 28th day of August, 2026.

Lt. Colonel Russ Wheatley, Chief of Staff
Idaho State Police
700 S. Stratford Drive Meridian, ID 83642
(208) 884-7004
Russ.wheatley@isp.idaho.gov

**THE FOLLOWING IS THE TEMPORARY RULE AND THE PROPOSED TEXT
OF DOCKET NO. 11-1101-2603
(Only Those Sections With Amendments Are Shown.)**

11.11.01 – RULES OF THE IDAHO PEACE OFFICER STANDARDS AND TRAINING COUNCIL

010. DEFINITIONS.

In addition to the definitions under 19-5101, Idaho Code, the following terms apply: (3-31-22)

01. Act. Title 19, Chapter 51, of the Idaho Code. (3-31-22)

02. Agency. A law enforcement agency which is a part of or administered by the state of Idaho or any political subdivision thereof and which is responsible for the prevention and detection of crime and the enforcement of penal, traffic or highway laws of this state or any political subdivision; a juvenile detention center; a juvenile probation department; an adult misdemeanor probation department, a Public-Safety Answering Point (PSAP); the Idaho Department of Juvenile Corrections; the Idaho Department of Correction; or a private prison contractor of the State Board of Correction that is responsible for the first-line supervision, security, protection, and risk reduction of offenders housed in the a private correctional facility. (3-31-22)

03. Agency Head. A chief of police of a city, sheriff of a county or chief administrator of a law enforcement agency, as defined herein. (3-31-22)

04. Applicant. A person applying to participate in a POST training program or applying for POST certification. (3-31-22)

05. Basic Training Academy. A basic course of Council approved instruction in a discipline certified by POST. (3-31-22)

06. Canine Team. A specific person and a specific dog controlled by that person as its handler, formally assigned to perform law enforcement duties together. (3-31-22)

07. Canine Team Evaluator. An officer trained and certified by POST to evaluate the competence of canine teams. (3-31-22)

08. College Credit. A unit of work toward an academic or vocational degree awarded by a college or university accredited by one of the accrediting agencies listed in Subsection 11.11.01.053.01.d. or other POST accepted U.S. regional accrediting agency. (3-31-22)

09. Conviction. Any conviction in any federal, tribal, state, county, or municipal court; a voluntary forfeiture of bail, bond, or collateral deposited to secure a defendant's appearance in court as final disposition; the payment of a fine or civil penalty; a plea of guilty or nolo contendere; or a finding of guilt, notwithstanding the form of judgment or withheld judgment, regardless of whether the sentence is imposed, suspended, deferred, or withheld, or whether the plea or conviction is set aside or withdrawn, or the case or charge is dismissed or reduced, or the record expunged under Section 19-2604, Idaho Code, or any other comparable statute or procedure, where the setting aside of the plea or conviction, or dismissal or reduction of the case or charge, or expungement of the record is based upon lenity or rehabilitation rather than upon a defect in the legality or factual basis of the plea, finding of guilt, or conviction. "Conviction" does not include a misdemeanor conviction upon a bond forfeiture for a violation that is or would at the time have in Idaho been an infraction violation, if the only reason it is classified as a misdemeanor is due to the bond forfeiture. (3-31-22)

10. Correction Officer. An employee of the Idaho Department of Correction or a private prison contractor of the State Board of Correction who is responsible for the first-line supervision, security, protection, and risk reduction of offenders housed in a correction facility. (3-31-22)

11. Council. The Idaho Peace Officer Standards and Training Council. (3-31-22)

12. Crime of Deceit. Any offense described in Section 18-1301 et seq., Idaho Code, (Bribery), Section 18-1401 et seq. (Burglary), Sections 18-1901 (Fictitious Stock Subscription), 18-1902 (Exhibition of False Papers to Public Officers), 18-1903 (Use of False Name in Prospectus), 18-1904 (Illegal Dividends and Reductions of Capital), 18-1905 (Falsification of Corporate Books), 18-1906 (Fraudulent Reports by Officers), 18-2202(1) (Computer Crime), 18-2302 (False Swearing as to Qualifications as Voter), 18-2304 (Procuring Illegal Votes), 18-2305 (Intimidation, Corruption and Frauds), 18-2306 (Illegal Voting or Interference with Election), 18-2307 (Attempting to Vote When Not Qualified or to Repeat Voting), 18-2309 (Officers Attempting to Change Result), 18-2310 (Forging or Counterfeiting Returns), 18-2311 (Adding to or Subtracting From Votes), 18-2316 (Tampering with Certificates of Nomination or Ballots), 18-2320 (Bribery of Electors), Section 18-2401 et seq. (Theft), Section 18-2601 et seq. (Falsifying Evidence -- Offering Forged or Fraudulent Documents in Evidence), Section 18-2701 et seq. (Bribery of Executive Officers), Sections 18-3105 (False Statement by Commission Merchant, Broker, Agent, Factor or

Consignee to Principal or Consignor), 18-3106 (Drawing Check Without Funds -- Drawing Check With Insufficient Funds -- Prima Facie Evidence of Intent -- Standing of Person Having Acquired Rights -- Probation Conditions), 18-3123 (Forgery of a Financial Transaction Card), 18-3124 (Fraudulent Use of a Financial Transaction Card), 18-3125 (Criminal Possession of Financial Transaction Card and FTC Forgery Devices), 18-3125A (Unauthorized Factoring of Credit Card Sales Drafts), 18-3126 (Misappropriation of Personal Identifying Information), 18-3127 (Receiving or Possessing Fraudulently Obtained Goods or Services), 18-3201 (Officer Stealing, Mutilating or Falsifying Public Records), 18-3202 (Private Person Stealing, Mutilating or Falsifying Public Records), 18-3203 (Offering False or Forged Instrument for Record), 18-3204 (False Certificates or Other Instruments from Officers), 18-3206 (Mutilating Written Instruments), Section 18-3601 et seq. (Forgery and Counterfeiting), Sections 18-4616 (Defacing Marks on Logs or Lumber), 18-4617 (Stealing Rides on Trains), 18-4621 (Stealing Electric Current -- Tampering with Meters), 18-4622 (Stealing Electric Current -- Accessories Liable as Principals), 18-4624 (Taken or Converted Merchandise as Theft), 18-4626 (Willful Concealment of Goods, Wares or Merchandise -- Defense for Detention), 18-4630 (Illegal Use of Documents), 18-4701 (Alteration of Bills), 18-4702 (Alteration of Enrolled Copies), 18-4703 (Offering Bribes to Legislators), 18-4704 (Legislators Receiving Bribes), Section 18-5401 et seq. (Perjury), Section 18-6501 et seq. (Robbery), Sections 18-8201 (Money Laundering and Illegal Investment -- Penalty -- Restitution), 41-293 (Insurance Fraud), 41-294 (Damage to or Destruction of Insured Property), 41-1306 (False Financial Statements), 49-228 (Receiving or Transferring Stolen Vehicles), 49-231 (Farm Implements -- Purchasing or Selling When Identifying Number Altered or Defaced a Felony), 49-232 (Fraudulent Removal or Alteration of Numbers Prohibited), 49-518 (Altering or Forging Certificate -- Stolen Cars -- Destroying or Altering Engine or Decal Number -- Use of Fictitious Name -- Fraud), or any attempt, conspiracy or solicitation to commit any of the foregoing offenses, or any racketeering offense under Section 18-7801 et seq., Idaho Code, in which any of the foregoing offenses constitutes at least one (1) of the predicate acts, or any other crime defined in the Idaho Code involving any form of theft or including fraudulent intent as an element, or an offense equivalent to any of the foregoing in any other jurisdiction.

(3-31-22)

13. Division Administrator. The administrator of the Idaho Peace Officers Standards and Training Division of the Idaho State Police. (3-31-22)

14. Field Training. Formal, on the job training for special and defined purposes. (3-31-22)

15. Full Time. An employee who is, for a calendar month, employed on average at least thirty (30) hours of service per week, or one hundred thirty (130) hours of service per month. (3-31-22)

16. Hearing Board. A board of three members designated by the Chair of the Council to hear contested cases and enter recommended orders for the Council's decision. (3-31-22)

17. Hearing Officer. A person designated by the Council to preside over decertification proceedings and to render findings of fact, conclusions of law and a recommended order at the conclusion of those proceedings. (3-31-22)

18. In-Service Training. Training designed to refresh or enhance a certified officer's ability to perform their duties. (3-31-22)

19. Juvenile Detention Center. A facility that is part of or administered by an Idaho county and is responsible for the safety, care, protection, and monitoring of juvenile offenders. (3-31-22)

20. Juvenile Detention Officer. An employee working in a juvenile detention center who is responsible for the safety, care, protection, and monitoring of juvenile offenders. (3-31-22)

21. Juvenile Justice Officer. An employee working in a juvenile detention center or in a correctional facility operated by the Idaho Department of Juvenile Corrections, who is responsible for the safety, care, protection, and monitoring of juvenile offenders. (10-7-26)T

21.2. Juvenile Probation Department. A public or private agency administered by or contracted with the court, and providing juvenile probation services to a county at the concurrence and expense of the county commissioners. (3-31-22)

223. Juvenile Probation Officer. An employee of a juvenile probation department who is responsible for preparing social history reports to the court, making recommendations regarding conditions of probation, and the supervision of juvenile offenders' compliance with court orders. (3-31-22)

234. Law Enforcement Certification Program. A program operated by a college or university, law enforcement agency, or private entity and satisfying POST basic training academy requirements. (3-31-22)

245. Law Enforcement Certification Program Facility. A facility at which law enforcement certification programs conduct training. (3-31-22)

256. Law Enforcement Profession. As used in these rules in reference to agreements authorized pursuant to Section 19-5112, Idaho Code, the "law enforcement profession" includes the following positions: Peace Officer, County Detention Officer, Emergency Communications Officer, Juvenile Detention Officer, Juvenile Justice Officer, Juvenile Probation Officer, Correction Officer, Juvenile Corrections Direct Care Staff, Adult Felony Probation and Parole Officer, Idaho Department of Juvenile Corrections Direct Care Staff, and Adult Misdemeanor Probation Officer. ~~(3-31-22)~~(10-7-26)T

267. Marine Deputy. A person employed by a county sheriff whose primary function is to perform marine-related enforcement duties within established policies and procedures. (3-31-22)

278. Misdemeanor Probation Department. A public or private agency administered by or contracted with the county, and providing misdemeanor probation services to a county at the concurrence and expense of the county commissioners. (3-31-22)

289. Part-Time Employee. An employee, regardless of discipline, who works less than thirty (30) hours per week or one hundred thirty (130) hours per month. (3-31-22)

2930. POST. The Idaho Peace Officer Standards and Training Program. (3-31-22)

301. POST Certified Instructor. A person certified by POST as qualified to instruct or assess students in a course of instruction which meets POST standards for certification or training. (3-31-22)

312. Program Coordinator. A person designated by a college, university, or agency to be responsible for a law enforcement certification program. (3-31-22)

323. Public Safety Answering Point (PSAP). A city, county, or state emergency call center that receives direct or transferred 9-1-1 calls for police, firefighting, and ambulances. (3-31-22)

334. Regional Training Specialist. A POST employee who is assigned to a specific region of the state, and who assesses training materials and instruction for law enforcement personnel to assure compliance with POST standards. (3-31-22)

345. Reserve Peace Officer. A person appointed by an agency to perform the duties of a peace officer on a limited basis. (3-31-22)

356. School. A school, college, university, academy, or local training program which offers law enforcement training and which is certified by the Council. (3-31-22)

367. State. Unless otherwise indicated, the state of Idaho. (3-31-22)

378. Student. A person participating in any Council-approved basic training program or law enforcement certification training program. (3-31-22)

389. Temporary/Seasonal. Employment of less than one hundred eighty (180) consecutive days. (3-31-22)

3940. Trainee. A POST certified officer participating in in-service training. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

051. MANDATORY AND VOLUNTARY CERTIFICATION.

01. Mandatory Certification. Except as otherwise provided in these rules, no person shall act as a peace officer, marine deputy, county detention officer, emergency communications officer, juvenile detention officer, juvenile justice officer, juvenile probation officer, correctional officer, adult probation and parole officer, juvenile direct care staff or misdemeanor probation officer in Idaho unless they are certified to do so by POST in accordance with these rules. ~~(3-31-22)~~(10-7-26)T

02. Voluntary Certification for Correctional Officers and Adult Probation and Parole Officers Employed Prior to July 1, 2005. Correctional officers and adult probation and parole officers who were employed prior to July 1, 2005 are not required to be POST certified in those disciplines, but may become certified by meeting all requirements for certification set forth in these rules. (3-31-22)

03. Voluntary Certification for Emergency Communications Officers Employed Prior to July 1, 2012. Emergency Communications Officers who were employed prior to July 1, 2012 are not required to be POST certified, but may become certified by meeting all requirements for certification set forth in these rules. (3-31-22)

04. Voluntary Certification for Certain Officials. The director of the Idaho State Police or any elected official, although specifically excluded by law from meeting the requirements set by the Council, may be certified if they so desire, provided they meet the minimum requirements for certification as prescribed in these rules. (3-31-22)

05. Exception for Juvenile Detention Officers in Juvenile Corrections. A person who holds a valid POST juvenile detention officer certification may be employed as juvenile direct care staff in a juvenile correction discipline without obtaining additional certification, provided they remain in good standing with their original certification. ~~(3-31-22)~~(10-7-26)T

(BREAK IN CONTINUITY OF SECTIONS)

054. AGE.

The minimum age requirements for employment in the following disciplines are: (3-31-22)

01. Twenty-One (21) Years of Age. Patrol officers, felony probation and parole officers, misdemeanor probation officers, juvenile detention officers, juvenile justice officers, juvenile probation officers, and juvenile corrections direct care staff. ~~(3-31-22)~~(10-7-26)T

02. Eighteen (18) Years of Age. Corrections officers, adult detention officers, emergency communications officers. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

070. HIGHER LEVEL CERTIFICATION.

In addition to basic certification, the Council may issue higher-level certifications in recognition of additional training and experience to full-time officers already possessing a basic POST certification. (3-31-22)

01. Types of Higher-Level Certification. In addition to basic certification, the Council may issue the following: (3-31-22)

a. Intermediate certification for peace officers, detention officers, misdemeanor probation officers, juvenile probation officers, juvenile detention officers, juvenile justice officers, juvenile corrections officers, and emergency communications officers; ~~(3-31-22)~~(10-7-26)T

b. Advanced certification for peace officers, detention officers, misdemeanor probation officers, juvenile detention officers, juvenile justice officers, juvenile probation officers, and emergency communications officers; ~~(3-31-22)~~(10-7-26)T

c. Supervisor certification for peace officers, detention officers and emergency communications officers; (3-31-22)

d. Master certification for peace officers, detention officers and emergency communications officers; (3-31-22)

e. Management certification for peace officers, detention officers and emergency communications officers; (3-31-22)

f. Executive certification for peace officers. (3-31-22)

02. Requirements. In addition to the requirements otherwise set forth in these rules, the following are required for higher level certification: (3-31-22)

a. An applicant shall possess POST basic certification in the relevant discipline and be a full-time employee of an agency. (3-31-22)

b. An applicant shall attach to his POST application all relevant transcripts, certificates, diplomas, degrees, course outlines, or other documents not listed on the applicant's POST training record, verifying his education and training. (3-31-22)

c. The agency of an applicant for a Supervisor, Management, or Executive certification must submit a job description or other documentation verifying the applicant's duties. (3-31-22)

071. LAW ENFORCEMENT EXPERIENCE, MILITARY EXPERIENCE, AND COLLEGE CREDITS FOR PURPOSES OF HIGHER CERTIFICATION.

For purposes of determining whether a person is eligible for higher level certifications based upon experience and education, the following apply. (3-31-22)

01. Law Enforcement Experience. Law enforcement experience shall include actual time served with a law enforcement agency as a full-time peace officer or county detention officer. POST Council determines the acceptability of time served in one of those positions in a jurisdiction other than Idaho, or one which does not comply with the minimum standards set forth in these rules. (3-31-22)

02. Juvenile Justice Experience. Juvenile justice experience means actual time served as a full-time juvenile corrections, juvenile detention, juvenile justice, or juvenile probation officer. ~~(3-31-22)~~(10-7-26)T

03. Emergency Communications Officer Experience. Emergency communications officer experience means actual time served as a full-time emergency communications officer with a duly constituted law enforcement or PSAP agency. (3-31-22)

04. Misdemeanor Probation Experience. Misdemeanor probation experience means actual time served as a full-time misdemeanor officer. (3-31-22)

05. Military Law Enforcement Service and Education. An applicant who has served in the military as a full-time military law enforcement officer may be awarded partial credit toward law enforcement experience and training. The applicant shall have served as a full-time military law enforcement officer for the period of time for which credit is requested. Regular guard duty does not qualify. (3-31-22)

- a.** Credit will be awarded as follows: (3-31-22)
- i.** One (1) year of accepted military law enforcement service shall equal three (3) months of law enforcement experience. (3-31-22)
- ii.** Eight (8) hours of accepted military law enforcement training shall equal four (4) hours of law enforcement training. (3-31-22)
- b.** No applicant shall be awarded more than two (2) years of law enforcement experience or more than one thousand (1,000) hours of law enforcement training. (3-31-22)
- c.** Educational credit may be awarded for completion of military law enforcement schools. All certificates, course outlines, diplomas, DD-214's, and certificates of completion showing length of school shall be submitted to POST with the application for higher certification. (3-31-22)
- 06. College Credits.** POST may award credits for college education as follows: (3-31-22)
- a.** One (1) college or university semester hour or unit shall equal one (1) college credit. (3-31-22)
- b.** One (1) college or university quarter hour or unit shall equal two-thirds (2/3) of one (1) college credit. (3-31-22)
- c.** College credits may be converted to POST training hours at the rate of twenty (20) POST training hours for one (1) college credit. (3-31-22)
- d.** When college credit is awarded or purchased for POST approved training, it may be counted for either POST training hours or college credit, whichever is to the advantage of the applicant. (3-31-22)
- e.** Applicants shall submit an official college transcript as verification of college credit. (3-31-22)

072. INTERMEDIATE AND ADVANCED CERTIFICATION.

01. Intermediate Certification. An applicant shall hold a current POST basic certification, and have acquired either the combination of college credits and/or POST training hours, combined with the prescribed years of law enforcement experience, or an associate or baccalaureate degree from a college recognized by a regional accreditation agency, combined with the prescribed years of law enforcement experience, as set forth in the following subsections: (3-31-22)

- a.** Peace officers.

POST Training Hours Including POST Basic Patrol Academy	600 hours	800 hours	1,200 hours	1,600 hours	1,800 hours	POST Basic Patrol Academy	
One College Credit Equals Twenty (20) POST Training Hours	The above may be a combination of College Credits and POST Training Hours					Associate Degree	Baccalaureate Degree
Years of Law Enforcement Experience	8 or more	7	6	5	4	4	2

(3-31-22)

- b.** Detention officers.

POST Training Hours Including POST Basic Detention Academy	600 hours	800 hours	1,200 hours	1,600 hours	1,800 hours	POST Basic Detention Academy	
One College Credit Equals Twenty (20) POST Training Hours	The above may be a combination of College Credits and POST Training Hours					Associate Degree	Baccalaureate Degree
Years of Law Enforcement Experience	8 or more	7	6	5	4	4	2

(3-31-22)

c. Emergency communications officers. The applicant shall:

(3-31-22)

i. Have completed a minimum of one hundred twenty (120) hours of POST certified training, which must include Emergency Communications basic training.

(3-31-22)

ii. A minimum of three (3) years of emergency communications officer experience.

(3-31-22)

d. Juvenile ~~detention~~ justice officers.

POST Training Hours Including POST Basic Juvenile <u>Justice, Juvenile Corrections, or Juvenile</u> Detention Academy	200 hours	400 hours	600 hours	800 hours	1,000 hours	POST Basic Juvenile <u>Justice, Juvenile Corrections, or Juvenile</u> Detention Academy	
One College Credit Equals Twenty (20) POST Training Hours	The above may be a combination of College Credits and POST Training Hours					Associate Degree	Baccalaureate Degree
Years of Juvenile Justice Experience	8 or more	7	6	5	4	4	2

(~~3-31-22~~)(10-7-26)T

e. Juvenile probation officers.

POST Training Hours Including POST Basic Juvenile Probation Academy	200 hours	400 hours	600 hours	800 hours	1,000 hours	POST Basic Juvenile Probation Academy	
One College Credit Equals Twenty (20) POST Training Hours	The above may be a combination of College Credits and POST Training Hours					Associate Degree	Baccalaureate Degree

Years of Juvenile Justice Experience	8 or more	7	6	5	4	4	2
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(3-31-22)

f. Misdemeanor probation officers.

POST Training Hours Including POST Basic MPO Academy	600 hours	800 hours	1,200 hours	1,600 hours	1,800 hours	POST MPO Basic Academy	
One College Credit Equals Twenty (20) POST Training Hours	The above may be a combination of College Credits and POST Training Hours					Associate Degree	Baccalaureate Degree
Years of Misdemeanor Probation Experience	8 or more	7	6	5	4	4	2

(4-6-23)

02. Advanced Certification. An applicant shall hold a current POST basic certification, possess or be eligible to possess an intermediate certificate, and have acquired either the combination of college credits and POST training hours, combined with the prescribed years of law enforcement experience, or an associate, baccalaureate, master's or doctoral degree from a college recognized by a regional accreditation agency, combined with the prescribed years of law enforcement experience, as set forth in the following subsections: (3-31-22)

a. Peace officers.

POST Training Hours Including POST Basic Patrol Academy	500 hours	600 hours	700 hours	800 hours	900 hours	1,200 hours	POST Basic Patrol Academy		
College Credits	15	20	30	40	45	60	Associate Degree	Baccalaureate Degree	Master's Degree or PhD
Years of Law Enforcement Experience	13 or more	12	11	10	9	8	8	6	4

Graduation from the Drug Enforcement Administration School in Washington, D.C., the Northwestern University Traffic Institute School of Police Staff and Command, the FBI National Academy or Southern Police Institute's Administrative Officers Course/Command Officers Development Course shall be accepted in lieu of the fifteen (15) college credits required for the Advanced Certificate with thirteen (13) years or more of experience. (3-31-22)

b. Detention officers.

POST Training Hours Including POST Basic Detention Academy	500 hours	600 hours	700 hours	800 hours	900 hours	1,200 hours	POST Basic Detention Academy		
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<u>One College Credit Equals Twenty (20) POST Training Hours</u>	15 20 30 40 45 60 <u>The above may be a combination of College Credits and POST Training Hours</u>						Associate Degree	Baccalaureate Degree	Master's Degree or PhD
Years of Law Enforcement Experience	13 or more	12	11	10	9	8	8	6	4

Graduation from the Drug Enforcement Administration School in Washington, D.C., the Northwestern University Traffic Institute School of Police Staff and Command, the FBI National Academy or Southern Police Institute's Administrative Officers Course/Command Officers Development Course shall be accepted in lieu of the fifteen (15) college credits required for the Advanced Certificate with thirteen (13) years or more of experience.

~~(3-31-22)~~ (10-7-26)T

- c. Emergency communications officers. (3-31-22)
- i. Have completed a minimum of five hundred (500) hours of POST certified training, which must include POST approved Emergency Communications basic training. (3-31-22)
- ii. Have at least ten (10) years of communications specialist experience. (3-31-22)

d. Juvenile detention officers.

<u>POST Training Hours Including POST Juvenile Detention Academy</u>	<u>500 hours</u>	<u>600 hours</u>	<u>700 hours</u>	<u>800 hours</u>	<u>900 hours</u>	<u>1,200 hours</u>	<u>POST Basic Juvenile Detention Academy</u>		
<u>One College Credit Equals Twenty (20) POST Training Credits</u>	<u>The above may be a combination of College Credits and POST Training Hours</u>						<u>Associate Degree</u>	<u>Baccalaureate Degree</u>	<u>Master's Degree or PhD</u>
<u>Years of Juvenile Justice Experience</u>	<u>13 or more</u>	<u>12</u>	<u>11</u>	<u>10</u>	<u>9</u>	<u>8</u>	<u>8</u>	<u>6</u>	<u>4</u>

(10-7-26)T

e. Juvenile probation officers.

<u>POST Training Hours Including POST Juvenile Probation Academy</u>	<u>500 hours</u>	<u>600 hours</u>	<u>700 hours</u>	<u>800 hours</u>	<u>900 hours</u>	<u>1,200 hours</u>	<u>POST Basic Juvenile Probation Academy</u>		
<u>One College Credit Equals Twenty (20) POST Training Credits</u>	<u>The above may be a combination of College Credits and POST Training Hours</u>						<u>Associate Degree</u>	<u>Baccalaureate Degree</u>	<u>Master's Degree or PhD</u>

<u>Years of Juvenile Justice Experience</u>	<u>13 or more</u>	<u>12</u>	<u>11</u>	<u>10</u>	<u>9</u>	<u>8</u>	<u>8</u>	<u>6</u>	<u>4</u>
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(10-7-26)T

f. Juvenile justice officers.

<u>POST Training Hours Including POST Basic Juvenile Justice, Juvenile Corrections, or Juvenile Detention Academy</u>	<u>500 hours</u>	<u>600 hours</u>	<u>700 hours</u>	<u>800 hours</u>	<u>900 hours</u>	<u>1,200 hours</u>	<u>POST Basic Juvenile Justice, Juvenile Corrections, or Juvenile Detention Academy</u>		
<u>One College Credit Equals Twenty (20) POST Training Credits</u>	<u>The above may be a combination of College Credits and POST Training Hours</u>						<u>Associate Degree</u>	<u>Baccalaureate Degree</u>	<u>Master's Degree or PhD</u>
<u>Years of Juvenile Justice Experience</u>	<u>13 or more</u>	<u>12</u>	<u>11</u>	<u>10</u>	<u>9</u>	<u>8</u>	<u>8</u>	<u>6</u>	<u>4</u>

(10-7-26)T

dg. Misdemeanor probation officers.

POST Training Hours Including POST Basic MPO Academy	500 hours	600 hours	700 hours	800 hours	900 hours	1,200 hours	POST Basic MPO Academy		
College Credits	15	20	30	40	45	60	Associate Degree	Baccalaureate Degree	Master's Degree or PhD
Years of Misdemeanor Probation Experience	13 or more	12	11	10	9	8	8	6	4

(4-6-23)

03. Probationary Period. An applicant shall have completed a probationary period of at least six (6) consecutive months with the employing agency prior to applying for intermediate or advanced certificates. Agencies may require a longer probationary period prior to application. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

080. CERTIFICATIONS FOR PART-TIME OFFICERS.

In addition to basic POST certification, as set forth in these rules, the Council may issue certifications to the following employees who work under the supervision of full-time, POST certified Officers. (3-31-22)

01. Requirements. Part-time officers in all disciplines except reserve peace officers, marine deputies and part-time juvenile ~~detention~~ justice officers ~~will~~ must meet the same requirements as full-time officers and will be issued a basic certificate. (3-31-22)(10-7-26)T

- a. Part-time juvenile ~~detention~~ justice officers who attend the basic juvenile ~~detention~~ justice academy will receive a basic certificate. Part-time juvenile ~~detention~~ justice officers who attend ~~the~~ part-time juvenile ~~detention~~ justice training will be issued a part-time juvenile ~~detention~~ justice certificate. (3-31-22)(10-7-26)T
- b. Part-time misdemeanor probation officers must work sixty (60) hours per year to maintain certification. (3-31-22)
- c. Reserve peace officers will be issued a reserve peace officer certification. (3-31-22)
- d. Marine deputies will be issued a marine deputy certification. (3-31-22)
- 02. **Lapse of Certification.** All part-time POST certifications shall lapse in the same manner as basic certifications, and as set forth in these rules. (3-31-22)
- 03. **Decertification.** All-part time officers are subject to decertification in the manner set forth in these rules. (3-31-22)
- 04. **Limit and Authority.** The certification and authority of part-time officers is not limited except where indicated in these rules. (3-31-22)

(BREAK IN CONTINUITY OF SECTIONS)

083. PART-TIME JUVENILE ~~DETENTION~~ JUSTICE OFFICER CERTIFICATION.

A part-time juvenile ~~detention~~ justice officer must be certified by the Council within one (1) year of the date he was first employed as a part-time juvenile ~~detention~~ justice officer. (3-31-22)(10-7-26)T

- 01. **Eligibility.** An applicant shall: (3-31-22)
 - a. Meet the definition of part-time juvenile ~~detention~~ justice officer as defined in these rules. (3-31-22)(10-7-26)T
 - b. Meet the minimum standards for certification provided in these rules. (3-31-22)
 - c. Must have been employed by the agency for a minimum six (6) consecutive months, which may include part-time juvenile ~~detention~~ justice officer training time, prior to certification. (3-31-22)(10-7-26)T
- 02. **Requirements for Certification.** An applicant must: (3-31-22)
 - a. Complete POST approved part-time juvenile ~~detention~~ justice officer training. (3-31-22)(10-7-26)T
 - b. Complete POST approved part-time juvenile ~~detention~~ justice officer field-training of no less than forty (40) hours. (3-31-22)(10-7-26)T
 - c. Comply with any additional provisions required by POST. (3-31-22)
- 03. **Retaining Certification.** A certified part-time juvenile ~~detention~~ justice officer must work sixty (60) hours annually in a juvenile ~~detention~~ justice officer capacity to retain certification. Documentation of hours worked must be kept on file at the appointing agency. A part-time juvenile ~~detention~~ justice officer working less than sixty (60) hours annually must complete all requirements for certification set forth in this section to be recertified. (3-31-22)(10-7-26)T
- 04. **Limitations on Certification and Authority.** (3-31-22)
 - a. A part-time juvenile ~~detention~~ justice officer's certification is effective only during those periods

when he is formally assigned by the employing agency to perform the duties of a certified part-time juvenile ~~detention~~ justice officer. (3-31-22)(10-7-26)T

b. All certified part-time juvenile ~~detention~~ justice officers shall be directly supervised by a POST certified full-time juvenile detention officer or POST certified full-time juvenile justice officer, and each agency shall have a policy regarding supervision of part-time juvenile ~~detention~~ justice officers. (3-31-22)(10-7-26)T

(BREAK IN CONTINUITY OF SECTIONS)

131. IN-SERVICE TRAINING REQUIREMENTS FOR RETAINING BASIC CERTIFICATION.

01. Peace Officers. To retain POST certification, a peace officer must complete a minimum of forty (40) hours of continuing law enforcement training as directed by the POST Council every two (2) calendar years beginning January 1 following the date the officer was certified. This training must include a combined minimum twenty-four (24) hours of continuing law enforcement training in the following topics: (3-31-22)

- a. Firearms: Eight (8) hours and an annual proficiency test (qualification); (3-31-22)
- b. Arrest Techniques/Defensive Tactics (ARCON): Eight (8) hours; (3-31-22)
- c. Emergency Vehicle Operation: Four (4) hours; (3-31-22)
- d. Legal Update(s): Four (4) hours. (3-31-22)

02. County Detention Officers. To retain POST certification, a county detention officer must complete a minimum of forty (40) hours of continuing law enforcement training related to law enforcement every two (2) calendar years beginning January 1 following the date the officer was certified. (4-6-23)

03. Emergency Communications Officers. To retain POST certification, an emergency communications officer must complete a minimum of forty (40) hours of continuing training related to public safety emergency communications every two (2) calendar years beginning January 1 following the date the officer was certified. (3-31-22)

04. Misdemeanor Probation Officers. To retain POST certification, a misdemeanor probation officer must complete a minimum of forty (40) hours of continued training related to misdemeanor probation every two (2) calendar years beginning January 1 following the date the officer was certified. (10-7-26)T

05. Instructor Credit. POST certified instructors in good standing who instruct POST approved courses in Firearms, Arrest Techniques/Defensive Tactics (ARCON), or Emergency Vehicle Operation shall satisfy the mandated requirements for retaining basic certification for those specific topics outlined in Subsections 131.01.a. through c. of this rule. (10-7-26)T

046. Tolling of Two-Year Period. The two (2) year continuing training period shall be tolled while an officer is on active military duty, and recommence upon the officer's return to duty with his agency. The agency shall submit a Notice of Separation/Change in Status form upon the officer's departure from and return to the agency. (3-31-22)