

INITIAL STATEMENT OF REASONS

Commission Regulations 1005, 1007, 1008; Procedure D-1; *Training and Testing Specifications for Peace Officer Basic Courses* – July 1, 2007 Effective Date

The Commission on Peace Officer Standards and Training (POST) proposes to amend Regulations 1005, 1007, and 1008; Commission Procedure D-1; and the *Training and Testing Specification for Peace Officer Basic Courses* document to address the following changes:

- Modify curriculum as part of an ongoing review;
- Eliminate POST-Constructed Knowledge tests; and
- Add the Physical Skills Pilot Testing for research purposes

Justification - *Training and Testing Specifications for Peace Officer Basic Courses*

The amendments are proposed by POST staff, Subject Matter Experts (SMEs) and a Standing Alignment Committee (SAC) convened by the POST Basic Training Bureau. All changes to academy curriculum begin with recommendations from law enforcement practitioners or, in some cases, via legislative mandates. POST then facilitates meetings attended by curriculum advisors and subject matter experts (SMEs) who provide recommended changes to existing academy curriculum. These recommendations are submitted to the Standing Alignment Committee (SAC), which is chaired by non-POST personnel and comprised of academy directors and coordinators. All academies then review the SAC-approved recommendations at the quarterly Basic Course Consortium meetings facilitated by POST.

The Consortium approved the proposed changes at its June 14, 2006 meeting. The Commission approved the proposed changes at its January 25, 2007 Commission meeting, subject to the Notice of Proposed Regulatory Action process. The proposed changes affect the following learning domains (LDs):

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| #1, Leadership, Professionalism & Ethics | #24, Handling Disputes/Crowd Control |
| #6, Property Crimes | #28, Traffic Enforcement |
| #7, Crimes against Persons | #30, Preliminary Investigation |
| #12, Controlled Substances | #40, Weapons Violation |
| #13, ABC Law | #41, Hazardous Materials |
| #17, Presentation of Evidence | #43, Emergency Management |

At the July 2006, State Law Enforcement Training Managers Association (LETMA) meeting, staff received comments requesting modifications to the Specialized Investigator's Basic Course (SIBC) Learning Domains (LDs). The last update of the LDs took place in January 2001. In January of 2004, POST added active verbs for clarity, but did not review or modify the curriculum. Therefore, POST convened a committee of SMEs, and SIBC presenters to review and update the curriculum. The review process included recommendations to remove redundancies between LDs, modify and update the emerging changes of the specialized investigator, and move the location of certain learning objectives for educational consistency. Lastly, the reviewers adjusted the hours accordingly. The proposed changes affect the following learning domains (LDs):

- #60, Surveillance
- #61, Administrative Procedures
- #62, Case Management and Sources of Information
- #63, Computer Crimes

The proposed amendments appear in the *Training and Testing Specifications for Peace Officer Basic Courses* document. A number in parenthesis [e.g., (1)] follows each amendment. The attached Legend of Recommendations contains numbers that correspond to the reference numbers on the *Training and Testing Specification for Peace Officer Basic Courses*. Each number explains the rationale for the amendment. In addition, the strikeout-underline text for the effective date shown beneath the domain title on the first page, and the revision date on the last page of each domain show the proposed effective date.

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Justification - Eliminate POST-Constructed Knowledge Tests

At the September 2006, Academy Consortium meeting, a Basic Course Testing Committee review of the student workbooks and the required tests found that two of the revised domains no longer support assessment via written tests. Accordingly, the Consortium has recommended the removal of existing specifications that require students to pass POST-Constructed Knowledge Tests in LD 13 (ABC Law) and LD 41 (Hazardous Materials) from the Training and Testing Specifications for Peace Officer Basic Courses. The Commission approved this action at its January 25, 2007 Commission Meeting, and also previously approved the removal of the tests in LD 30 (Preliminary Investigation) at its October 27, 2005 Commission meeting.

Minimum Content and Hourly Requirements Documents

In the appropriate Minimum Content and Hourly Requirements documents, the title for LD 7 was expanded to Crimes Against Persons/Death Investigation to reflect and be consistent with what is currently being taught. Under Tests, the strikeout/underline changes identify the agreed-upon language, and remove LDs 13, 30, and 41 because they no longer support assessment via written tests.

In addition, the Specialized Investigators' Basic Course was part of the overall hourly re-distribution project that was previously approved at the July 20, 2006 Commission Meeting. The Minimum Content and Hourly Requirements document was not submitted at that time, to allow further review. The redistribution of the course hours is reflected in strikeout/underline language. A new learning domain LD 43, Emergency Management was added to comply with the state requirement for 8 hours of training in Law Enforcement Response to Terrorism (LERT) and the federal mandate for 8 hours of training in the National Incident Management System (NIMS). Added language at the bottom of the document complies with the newly proposed POST-developed physical skills testing.

Justification – Regulations 1005, 1007, and 1008

New effective dates update the incorporation by reference statements for historical accuracy.

Justification – Commission Procedure D-1

D-1-3(a)(8)(G) and D-1-4(a)(6)(F) - Add new language that requires validation testing for skills and performance areas (firearms, driving, pre-academy physical fitness). POST in cooperation with academies, will conduct pilot testing of newly proposed or modified exercise tests for research purposes.

D-1-3(d)(2)(G), D-1-3(e)(3)(G), and D-1-4(d)(2)(E) – Define new language, Physical Skills Pilot Testing, for clarity and consistency with the new requirement in D-1-3(a)(8)(G) and D-1-4(a)(6)(F), respectively.

New effective dates update the incorporation by reference statements for historical accuracy.

Significant Statewide Adverse Economic Impact Directly Affecting California Businesses, Including Small Business

The Commission on Peace Officer Standards and Training has made an initial determination that the amended regulations will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability to compete with businesses in other states. The Commission on Peace Officer Standards and Training has found that the proposed amendments will have no effect on California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement and does not impact California businesses, including small businesses.

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Cost Impacts on Representative Private Persons or Businesses

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

Assessment

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

Consideration of Alternatives

To take this action, the Commission must determine that no reasonable alternative considered by the Commission, or otherwise identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective as and less burdensome to effected private persons than the proposed action.

INITIAL STATEMENT OF REASONS
Commission Regulations 1005, 1007, 1008; Procedure D-1; *Training and Testing*
Specifications for Peace Officer Basic Courses – July 1, 2007 Effective Date

LEGEND OF RECOMMENDATIONS
Training & Testing Specifications for Peace Officer Basic Courses
July 1, 2007

1. Standing Alignment Committee, Basic Course Consortium and POST Testing Committee recommended deletion because items were either unimportant or minimally used.
2. Added Learning Activity due to the emerging changes of the special agent position.
3. Specifications changed or added to be consistent with the educational flow, instructional design, and delivery.
4. Clarification, structure, or grammar revision.
5. Relocated to/from another area within the existing learning domain or another learning domain within the Training & Testing Specifications document.
6. *Instructional Activity* changed to *Learning Activity* to meet the contemporary changes in focus or delivery to student-focused format.
7. Recommended by Subject Matter Experts (SMEs) as part of an expansion of the essential job functions of an entry-level officer.
8. A provided resource tool to enhance the integration of Ethics into the Basic Course.
9. Standing Alignment Committee, Basic Course Consortium and POST Testing Committee recommended deletion of test because items were not necessary and unimportant to be tested on for entry-level officers.
10. Added as a necessary and critical component of training to a legislative mandate.
11. Expand title to appropriately identify content.
12. Test removed because there were not enough learning objectives to test. Several of the objectives were moved to other learning domains.
13. Test relocated to LD 43, Emergency Management for proper alignment with the Weapons of Mass Destruction.
14. Verb changed to alleviate active learning.
15. Outdated terminology
16. No longer appropriate due to technological changes.
17. California Specialized Training Institute (CSTI) was deleted because it is not legislatively mandated that an instructor be specifically certified through their organization in order to instruct Law Enforcement Response to Terrorism (LERT), the Incident Command System (ICS), the Standardized Emergency Management System (SEMS), and the National Incident Management System (NIMS). Instructor training is available from other POST-Certified presenters throughout the state.