



STATE OF NEVADA
COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING
5587 Wa Pai Shone Ave
Carson City, Nevada 89701
(775) 687-7678
Fax (775) 687-4911

Brian Sandoval
Governor

Richard P. Clark
Executive Director

NOTICE OF PUBLIC MEETING (NRS 241)

NOTICE IS HEREBY GIVEN THAT STARTING AT 5:00 PM ON TUESDAY, OCTOBER 29, 2013, THE COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING WILL HOLD A REGULARLY SCHEDULED MEETING AT PALACE STATION HOTEL AND CASINO, 2411 W. SAHARA, SALONS F&G, LAS VEGAS, NEVADA.

The agenda will include the following items. The Commission, at their discretion, may take items out of order, combine two or more agenda items for consideration, and remove an item from the agenda or delay discussion relating to an item on the agenda at any time. A request to have an item on the agenda heard out of order shall be made to the Commission's secretary prior to the commencement of the meeting. Prior to the commencement or conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual the Commission may refuse to consider public comment. See NRS 233B.126.

I. PUBLIC COMMENT HEARING

1. Call to order.
2. Roll call of Commission Members.

THE PURPOSE OF THIS PORTION OF THE AGENDA IS TO RECEIVE COMMENTS FROM ALL INTERESTED PERSONS REGARDING THE AMENDMENT OF REGULATIONS PERTAINING TO THE NEVADA ADMINISTRATIVE CODE AS THEY RELATE TO THE COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING. A COPY OF THE PROPOSED REGULATIONS WILL BE AVAILABLE UPON REQUEST AT THE MEETING OR THEY CAN BE INSPECTED AT THE MAIN PUBLIC LIBRARY IN EACH COUNTY. The Public Comment Hearing has been previously noticed pursuant to the requirements of NRS Chapter 233B.

- A. Amend NAC 289.230 to permit the Executive Director to approve various methods, including electronic submission, for law enforcement agencies to report to the Commission continuing education compliance by its peace officers. Amend NAC 289.230 to authorize the Executive Director to temporarily reinstate the certification of a peace officer whose certification has been previously suspended for failure to complete required mandatory annual continuing education upon receiving documentation showing the officer has completed the mandatory continuing education. The temporary reinstate expires on the date the Commission considers whether the peace officer's certification should be reinstated.
- B. Amend NAC 289.240, which establishes the minimum requirements for an Intermediate Certificate, to re-align the education, training, and time of service eligibility requirements for officers.

- C. Amend NAC 289.250, which establishes the minimum requirements for an Advanced Certificate, to re-align the education, training, and time of service eligibility requirements for officers.
- D. Amend NAC 289.310(1)(6)(7)(8)(9) as follows:
1. Under subsection 1 which establishes the requirement to report certain information for courses above level of basic training, to include that an agency or training provider may apply for course certification utilizing the electronic submission format.
 2. Under subsection 6 to require private training providers to maintain and make available for inspection upon request of the Commission or its designee certain training records outlined under this section.
 3. Under subsection 7 to require agencies that are not required to submit courses for certification to maintain and make available for inspection upon request of the Commission or its designee a roster of attendees, examination results and course evaluations.
 4. Addition of new subsection 8 to require an agency or training provider whose course has been certified to issue a certificate of completion to all peace officer attendees who successfully complete the training. The certificate of completion shall contain the POST Commission certification number, course name, course hours, and date course presented.
 5. Addition of new subsection 9 to require an employing agency whose peace officer attends a certified course upon receipt of a certification of completion, to report the attendance via electronic form approved by the Executive Director for importation into the POST Commission training record.

II. REGULARLY SCHEDULED MEETING AGENDA ITEMS

1. Commission Chairman Ron Pierini
 - a. Farewell, retirement of Commissioner Assistant Sheriff Marshall Emerson of the Washoe County Sheriff's Office.
 - b. Welcome new Commissioner, Director James M. Wright of the Nevada Department of Public Safety
2. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
Approval of the minutes from the July 24 Workshop and July 25, 2013 POST Commission meeting.
3. Executive Director's Report.
 - a. **INFORMATION ITEM** Bureau updates.
 - b. **INFORMATION ITEM** POST Budget.
 - c. **INFORMATION ITEM** 1st Quarter Report/Performance Indicators.
 - d. **INFORMATION ITEM** Certificates issued.
 - e. **INFORMATION ITEM** Courses certified.
4. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
The Commission will discuss, receive public comment and possibly take action to adopt proposed amendments.

TOPIC

NAC REGULATION

- | | |
|--|-------------|
| A. Amend NAC 289.230 to permit the Executive Director to approve various methods, including electronic submission, for law enforcement agencies to report to the Commission continuing education compliance by its peace | NAC 289.230 |
|--|-------------|

TOPIC

NAC REGULATION

officers. Amend NAC 289.230 to authorize the Executive Director to temporarily reinstate the certification of a peace officer whose certification has been previously suspended for failure to complete required mandatory annual continuing education upon receiving documentation showing the officer has completed the mandatory continuing education. The temporary reinstatement expires on the date the Commission considers whether the peace officer's certification should be reinstated.

- B. Amend NAC 289.240, which establishes the minimum requirements for an Intermediate Certificate, to re-align the education, training, and time of service eligibility requirements for officers. NAC 289.240

- C. Amend NAC 289.250, which establishes the minimum requirements for an Advanced Certificate, to re-align the education, training, and time of service eligibility requirements for officers. NAC 289.250

- D. Amend NAC 289.310(1)(6)(7)(8)(9) as follows:
 - 1. Under subsection 1 which establishes the requirement to report certain information for courses above level of basic training, to include that an agency or training provider may apply for course certification utilizing the electronic submission format. NAC 289.310(1)

 - 2. Under subsection 6 to require private training providers to maintain and make available for inspection upon request of the Commission or its designee certain training records outlined under this section. NAC 289.310(6)

 - 3. Under subsection 7 to require agencies that are not required to submit courses for certification to maintain and make available for inspection upon request of the Commission or its designee a roster of attendees, examination results and course evaluations. NAC 289.310(7)

 - 4. Addition of new subsection 8 to require an agency or training provider whose course has been certified to issue a certificate of completion to all peace officer attendees who successfully complete the training. The certificate of completion shall contain the POST Commission certification number, course name, course hours, and date course presented. NAC 289.310(8)

 - 5. Addition of new subsection 9 to require an employing agency whose peace officer attends a certified course upon receipt of a certification of completion, to report the attendance via electronic form approved by the Executive Director for importation into the POST Commission training record. NAC 289.310(9)

5. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**

The Commission will discuss and possibly take action to continue the rulemaking process to amend NAC 289.230, which establishes the requirements for mandatory annual continuing education, to include proposed changes to the annual 24 hour continuing education training requirement.

6. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
Hearing pursuant to NAC 289.290(1)(g) on the revocation of Aaron Hughes, formerly of the Elko Police Department, for a felony conviction of Incest. The Commission will decide whether to revoke Mr. Hughes's Category I Basic Certificate which was previously suspended upon the original Criminal Information.
7. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
Hearing pursuant to NAC 289.290(1)(g) on the suspension of Armando Flores, formerly of the Clark County Juvenile Justice Services, for felony indictment of Attempted Theft. The Commission will decide whether to suspend the Category II Basic Certification.
8. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
Hearing pursuant to NAC 289.290(1)(g) on the revocation of Edward Lattin III, formerly of the Nevada Department of Public Safety, for a felony conviction of Reckless Driving. The Commission will decide whether to revoke the Category I Basic Certification.
9. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
Hearing pursuant to NAC 289.290(1)(g) on the revocation of James Segura, formerly of the Las Vegas Metropolitan Police Department, for felony conviction of Attempted Discharge of Firearm in a Structure. The Commission will decide whether to revoke the Category I Basic Certification.
10. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
POST Commission to consider a request from the Henderson Police Department for an Executive Certificate for Captain Bobby Long.
11. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
POST Commission to consider a request from the Douglas County Sheriff's Office for an Executive Certificate for Captain Joseph Duffy.
12. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
POST Commission to consider a request from the Department of Public Safety for an Executive Certificate for Captain Chad Hastings.
13. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
POST Commission to consider a request from the Department of Public Safety for an Executive Certificate for Captain Susan K. Aller-Schilling..
14. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
Request from the Mineral County Sheriff's Office requesting a six-month extension of time pursuant to NRS 289.550 to complete the certification process for a peace officer that has not completed the process within the one year time period for their employee Deputy Jason Graves.
15. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
Request from the Pyramid Lake Police Department requesting a six-month extension of time pursuant to NRS 289.550 to complete the certification process for a peace officer that has not completed the process within the one year time period for their employee Morgan Blake.
16. **PUBLIC COMMENTS**
The Commission may not take action on any matter considered under this item until the matter is specifically included on an agenda as an action item.
17. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**
Schedule upcoming Commission meetings.

18. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**

Adjournment.

POSTED AT THE FOLLOWING LOCATIONS:

POST Administrative Office, Carson City
Nevada State Capitol, Carson City
Blasdel State Building, Carson City
Nevada State Library and Archives, Carson City
Grant Sawyer Building, Las Vegas
White Pine County Sheriff's Office, Ely
Carson City Sheriff's Office
<http://www.post.nv.gov>
<http://www.leg.state.nv.us/>

Electronically Posted pursuant to NRS 241.020(4)

Pursuant to NRS 241.020 (2c), a copy of supporting materials for the meeting may be obtained by contacting Scott Johnston at (775) 687-7678, Ext. 3335 Commission on Peace Officers' Standards and Training at 5587 Wa Pai Shone Avenue, Carson City, Nevada 89701.

NOTE: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Commission on Peace Officers' Standards and Training at 5587 Wa Pai Shone Avenue, Carson City, Nevada 89701 or call Scott Johnston at (775) 687-7678, Ext. 3335, no later than 2 working days prior to the meeting.