

**PUBLIC SAFETY OFFICERS - CRITICAL  
INCIDENT SHOOTING PROVISIONS**

2005 GENERAL SESSION

STATE OF UTAH

**Sponsor: Paul Ray**

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**LONG TITLE**

**General Description:**

This bill provides for a training course for specified levels of law enforcement officers regarding the physiological and psychological effects of critical incident stress.

**Highlighted Provisions:**

This bill:

► requires the director of the Division of Peace Officer Standards and Training to make available to peace officers who have attained the rank of lieutenant, captain, or chief a four-hour training course on the physiological and psychological effects of critical incident stress.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53-6-202**, as renumbered and amended by Chapter 234, Laws of Utah 1993

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **53-6-202** is amended to read:

**53-6-202. Basic training course -- Completion required -- Annual training --**



28 **Critical incident stress training -- Prohibition from exercising powers -- Reinstatement.**

29 (1) (a) The director shall:

30 (i) (A) suggest and prepare subject material; and

31 (B) schedule instructors for basic training courses; or

32 (ii) review the material and instructor choices submitted by a certified academy.

33 (b) The subject material, instructors, and schedules under Subsection (1)(a) shall be  
34 approved or disapproved by a majority vote of the council.

35 (2) The materials shall be reviewed and approved by the council on or before July 1st  
36 of each year and may from time to time be changed or amended by majority vote of the council.

37 (3) The basic training in a certified academy shall be appropriate for the basic training  
38 of peace officers in the techniques of law enforcement in the discretion of the director.

39 (4) (a) All peace officers must satisfactorily complete the basic training course or the  
40 waiver process provided for in this chapter as well as annual certified training of not less than  
41 40 hours as the director, with the advice and consent of the council, directs.

42 (b) A peace officer who fails to satisfactorily complete the annual training shall  
43 automatically be prohibited from exercising peace officer powers until any deficiency is made  
44 up.

45 (5) The director, with the advice of the council, may make rules relating to the  
46 reinstatement of powers of peace officers who have been prohibited from exercising those  
47 powers under this part.

48 (6) (a) The director shall prepare a four-hour training course regarding the  
49 physiological and psychological effects that may result from critical incident stress.

50 (b) All peace officers who are lieutenants, captains, or chiefs shall successfully  
51 complete the training course under Subsection (6)(a).

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**Legislative Review Note**  
**as of 1-27-05 2:15 PM**

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

**Office of Legislative Research and General Counsel**

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**Fiscal Note**  
**Bill Number HB0134**

**Public Safety Officers-Critical Incident Shooting**  
**Provisions**

16-Feb-05  
6:03 PM

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**State Impact**

It is estimated that the Department of Public Safety, Peace Officers' Standards and Training (POST) will require \$11,000 in General Fund Restricted Public Safety Support for FY 2006 and ongoing General Fund Restricted Public Safety Support of \$2,500 beginning FY 2007 to implement provisions of this bill.

|                         | <u>FY 2006</u><br><u>Approp.</u> | <u>FY 2007</u><br><u>Approp.</u> | <u>FY 2006</u><br><u>Revenue</u> | <u>FY 2007</u><br><u>Revenue</u> |
|-------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|
| General Fund Restricted | \$11,000                         | \$2,500                          | \$0                              | \$0                              |
| <b>TOTAL</b>            | <b>\$11,000</b>                  | <b>\$2,500</b>                   | <b>\$0</b>                       | <b>\$0</b>                       |

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**Individual and Business Impact**

No fiscal impact.

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**Office of the Legislative Fiscal Analyst**