

HB 43 - Peace Officer Standards and Training Amendments

Bill Sponsor: Rep. Lee B. Perry

Summary:

This bill allows for the Peace Officer Standards and Training Council to issue a “Letter of Caution” to a peace officer or dispatcher among the sanctions already in place. This new sanction can be imposed instead of a suspension or revocation of certification for the officer or dispatcher. If the officer/dispatcher under investigation resigns, retires, or separates from the agency, then the investigating body has to report the allegations and their findings to the division. This prevents the person under investigation from “department shopping” if they are currently being investigated.

Key Provisions

Line 41: removes excess wording

Line 57-58: allows the council to choose which sanctions it can impose on a certified peace officer or dispatcher

Line 64: adds a “Letter of Caution” to the list of sanctions the council may impose on peace officers*

Line 106-107: the council must accept an administrative law judge’s findings of fact and conclusions*

Line 112-113: before the council makes its decision, the council can consider aggravating or mitigating circumstances*

Line 132-136: if a peace officer under investigation resigns, retires, or separates from the agency, the agency must report the allegations and findings to the division*

Amendment

Amendment is slight modification to wording as recommended by the Human Resources department to make it clearer and more defensible as a law.

*The same applies for dispatchers. See lines 143, 182-183, 188-189, and 207-213