

1st Sub. H.B. 187

PEACE OFFICER STANDARDS AND TRAINING AMENDMENTS

Representative **Melvin R. Brown** proposes the following amendments:

1. Page 2, Line 34:

34 preponderance of the evidence;

▶ provides requirements for recusal of council members in hearings regarding a peace officer;

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2. Page 9, Line 244:

244 (e) If the administrative law judge ~~{finds}~~ issues findings of fact and conclusions of law stating there is sufficient evidence to demonstrate that

3. Page 9, Line 246:

246 the {case} findings and conclusions issued by the administrative law judge to the council.

4. Page 9, Line 254:

(4)(a) The council shall review the findings of fact and conclusions of law and the information concerning the peace officer provided by the officer's employing agency and determine whether to suspend or revoke the officer's certification.

(b) A member of the council shall recuse him or herself from consideration of an issue that is before the council if the council member:

(i) has a personal bias for or against the officer;

(ii) has a substantial pecuniary interest in the outcome of the proceeding and may gain or lose some benefit from the outcome; or

(iii) employs, supervises, or works for the same law enforcement agency as the officer whose case is before the council.

254 ~~{(4)}~~ (5) (a) Termination of a peace officer, whether voluntary or involuntary, does not

5. Page 9, Line 261:

261 ~~{(5)}~~ (6) A chief, sheriff, or administrative officer of a law enforcement agency who is made

6. Page 10, Lines 268 through 269:

268 division at any time {, regardless of whether an investigation has been instituted or an

269 adjudicative proceeding has been initiated under this chapter} when a disciplinary issue regarding

the peace officer has been referred to the division .