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**IDAPA 11
TITLE 11
CHAPTER 01**

11.11.01 - RULES OF THE IDAHO PEACE OFFICER STANDARDS AND TRAINING COUNCIL

000. LEGAL AUTHORITY.

In accordance with Section 19-5107, Idaho Code, the Peace Officer Standards and Training Council shall promulgate such rules it deems necessary to carry out the provisions of Title 19, Chapter 51, Idaho Code. (3-15-02)

001. TITLE AND SCOPE.

01. Title. These rules shall be cited as IDAPA 11.11.01, "Rules of the Idaho Peace Officer Standards and Training Council," IDAPA 11, Title 11, Chapter 01. (3-15-02)

02. Scope. These rules constitute the minimum standards of training, education, employment, and certification of peace officers and county detention officers in Idaho. (3-15-02)

002. WRITTEN INTERPRETATIONS.

In accordance with Section 67-5201(19)(b)(iv), Idaho Code, this agency has written statements which pertain to the interpretation of the rules of this chapter, or to the documentation of compliance with the rules of this chapter. The document is available for public inspection and copying at cost at the Idaho State Police, Peace Officer Standards and Training Office, 700 South Stratford Drive, Meridian, Idaho. (3-15-02)

003. ADMINISTRATIVE APPEALS.

Rules of procedure in contested cases shall be governed by the Administrative Procedures Act. (Title 67, Chapter 52, Idaho Code). (3-15-02)

004. INCORPORATION BY REFERENCE.

IDAPA 11.11.01 incorporates by reference the Law Enforcement Code of Ethics as revised in 1989 by the International Association of Chiefs of Police, 515 North Washington Street, Alexandria, VA 22314. (4-2-03)

005. OFFICE -- OFFICE HOURS -- MAILING ADDRESS AND STREET ADDRESS.

The principal place of business of the Idaho State Police, Peace Officer Standards and Training, is in Meridian, Idaho. The office is located at 700 South Stratford Drive, Meridian, Idaho and is open from 8 a.m. to 5 p.m., except Saturday, Sunday and legal holidays. The mailing address is: Peace Officer Standards and Training Academy, P.O. Box 700, Meridian, Idaho 83680-0700. The telephone of the office is (208) 884-7250. The facsimile number of the office is (208) 884-7295. (3-15-02)

006. PUBLIC RECORDS ACT COMPLIANCE.

The rules contained herein have been promulgated according to the provisions of Title 67, Chapter 52, Idaho Code, and are public records. (3-15-02)

007. -- 009. (RESERVED).

010. DEFINITIONS.

01. Act. Title 19, Chapter 51, of the Idaho Code. (4-5-00)

02. Agency. A law enforcement agency which is a part of or administered by the state or any political subdivision thereof and which is responsible for the prevention and detection of crime and the enforcement of penal, traffic or highway laws of this state or any political subdivision. (4-5-00)

03. Agency Head. A chief of police of a city, sheriff of a county, or chief administrator of any law enforcement agency of the state of Idaho or any political subdivision thereof who is responsible for the prevention and detection of crime and the enforcement of penal, traffic or highway laws of this state or any political subdivision. (4-5-00)

04. College Credit. A unit of work towards a baccalaureate or vocational degree accepted by a college

or university of higher education accredited by the Northwest Association of Schools and Colleges or other equivalent accrediting agency. (7-1-93)

05. County Detention Officer. An employee in a county jail who is responsible for the safety, care, protection, and monitoring of county jail inmates. (4-5-00)

06. Crime Of Deceit. Any offense described in Section 18-1301 et seq., Idaho Code, (Bribery), Section 18-1401 et seq. (Burglary), Sections 18-1901 (Fictitious Stock Subscription), 18-1902 (Exhibition of False Papers to Public Officers), 18-1903 (Use of False Name in Prospectus), 18-1904 (Illegal Dividends and Reductions of Capital), 18-1905 (Falsification of Corporate Books), 18-1906 (Fraudulent Reports by Officers), 18-2202(1) (Computer Crime), 18-2302 (False Swearing as to Qualifications as Voter), 18-2304 (Procuring Illegal Votes), 18-2305 (Intimidation, Corruption and Frauds), 18-2306 (Illegal Voting or Interference with Election), 18-2307 (Attempting to Vote When Not Qualified or to Repeat Voting), 18-2309 (Officers Attempting to Change Result), 18-2310 (Forging or Counterfeiting Returns), 18-2311 (Adding to or Subtracting From Votes), 18-2316 (Tampering with Certificates of Nomination or Ballots), 18-2320 (Bribery of Electors), Section 18-2401 et seq. (Theft), Section 18-2601 et seq. (Falsifying Evidence—Offering Forged or Fraudulent Documents in Evidence), Section 18-2701 et seq. (Bribery of Executive Officers), Sections 18-3105 (False Statement by Commission Merchant, Broker, Agent, Factor or Consignee to Principal or Consignor), 18-3106 (Drawing Check Without Funds—Drawing Check With Insufficient Funds—Prima Facie Evidence of Intent—Standing of Person Having Acquired Rights—Probation Conditions), 18-3123 (Forgery of a Financial Transaction Card), 18-3124 (Fraudulent Use of a Financial Transaction Card), 18-3125 (Criminal Possession of Financial Transaction Card and FTC Forgery Devices), 18-3125A (Unauthorized Factoring of Credit Card Sales Drafts), 18-3126 (Misappropriation of Personal Identifying Information), 18-3127 (Receiving or Possessing Fraudulently Obtained Goods or Services), 18-3201 (Officer Stealing, Mutilating or Falsifying Public Records), 18-3202 (Private Person Stealing, Mutilating or Falsifying Public Records), 18-3203 (Offering False or Forged Instrument for Record), 18-3204 (False Certificates or Other Instruments from Officers), 18-3206 (Mutilating Written Instruments), Section 18-3601 et seq. (Forgery), Sections 18-4616 (Defacing Marks on Logs or Lumber), 18-4617 (Stealing Rides on Trains), 18-4621 (Stealing Electric Current—Tampering with Meters), 18-4622 (Stealing Electric Current—Accessories Liable as Principals), 18-4624 (Taken or Converted Merchandise as Theft), 18-4626 (Wilful Concealment of Goods, Wares or Merchandise—Defense for Detention), 18-4630 (Illegal Use of Documents), 18-4701 (Alteration of Bills), 18-4702 (Alteration of Enrolled Copies), 18-4703 (Offering Bribes to Legislators), 18-4704 (Legislators Receiving Bribes), Section 18-5401 et seq. (Perjury), Section 18-6501 et seq. (Robbery), Sections 18-8201 (Money Laundering and Illegal Investment—Penalty—Restitution), 41-293 (Insurance Fraud), 41-294 (Damage to or Destruction of Insured Property), 41-1306 (False Financial Statements), 49-228 (Receiving or Transferring Stolen Vehicles), 49-231 (Farm Implements—Purchasing or Selling When Identifying Number Altered or Defaced a Felony), 49-232 (Fraudulent Removal or Alteration of Numbers Prohibited), 49-518 (Altering or Forging Certificate—Stolen Cars—Destroying or Altering Engine or Decal Number—Use of Fictitious Name—Fraud), or any attempt, conspiracy or solicitation to commit any of the foregoing offenses, or any racketeering offense under Section 18-7801 et seq., Idaho Code, in which any of the foregoing offenses constitutes at least one (1) of the predicate acts, or any other crime defined in the Idaho Code involving any form of theft or including fraudulent intent as an element, or an offense equivalent to any of the foregoing in any other jurisdiction. (3-15-02)

07. Field Training. Training in which an individual receives formal instruction on the job for special and defined purposes. (7-1-93)

08. Full Time. Employment of eighty (80) hours or more per month for ninety (90) consecutive calendar days. (7-1-93)

09. High School. A school accredited as a high school by the Department of Education of the state in which the high school is located, or a school accredited as a high school by the recognized regional accreditation body, or a school accredited as a high school by the State University of the state in which the school is located. (7-1-93)

10. In-Service Training. Training designed to refresh or add to an individual's capabilities to do the task to which they are or may be assigned. (7-1-93)

11. Juvenile Detention Officer. Any employee of a juvenile detention center which is part of or

administered by the county or any political subdivision thereof and who is responsible for the safety, care, protection, and monitoring of juvenile offenders held in the detention center. (3-15-02)

12. Juvenile Probation Officer. Any employee of a county juvenile probation department who is responsible for preparing social history reports to the court, making recommendations regarding conditions of probation and the supervision of juvenile offenders' compliance with court orders. (4-2-03)

13. Law Enforcement Profession. As used in agreements authorized pursuant to Section 19-5112, Idaho Code, means a peace officer whose duties include and primarily consist of the prevention and detection of crime and the enforcement of penal, traffic or highway laws of this state or any political subdivision; or an employee in a county jail who is responsible for the safety, care, protection, and monitoring of county jail inmates. (7-1-93)

14. Manual. This book of Rules as adopted by the Idaho Peace Officer Standards and Training Council. (4-5-00)

15. Part Time. Employment of less than eighty (80) hours per month for ninety (90) consecutive calendar days. (7-1-93)

16. Peace Officer. Any employee of a police or law enforcement agency which is a part of or administered by the state or any political subdivision thereof and whose duties include and primarily consist of the prevention and detection of crime and the enforcement of penal, traffic or highway laws of this state or any political subdivision. "Peace officer" also means an employee of a police or law enforcement agency of a federally recognized Indian tribe who has satisfactorily completed the peace officer standards and training academy and has been deputized by a sheriff of a county or a chief of police of a city of the state of Idaho. (4-5-00)

17. POST. The Idaho Peace Officer Standards and Training Program. (7-1-93)

18. Prosecutor. A city prosecuting attorney, city assistant prosecuting attorney, county prosecuting attorney, county deputy prosecuting attorney, attorney general, deputy attorney general, United States attorney, or assistant United States attorney. (4-2-03)

19. Qualified Instructor. Any person certified by the Idaho POST Council as being competent to teach in a Council approved school. (7-1-93)

20. Reserve Peace Officer. An individual assigned by an agency to perform the duties of a peace officer who does not meet the definition of a full- or part-time peace officer. All reserve officers shall be under supervision as set forth in these rules. (4-2-03)

21. School. Any school, college, university, academy, or local training program which offers law enforcement training and includes within its meaning the combination of course curriculum, instructors and facilities, or any training session as certified by POST. (7-1-93)

22. School Director Or Coordinator. An individual charged with the responsibility of conducting a training school under the provisions of the Act. (7-1-93)

23. Specification. A description of a requirement supplementing a section of the Rules. (7-1-93)

24. Temporary. Employment of less than ninety (90) consecutive calendar days. (7-1-93)

25. Trainee. An officer participating in any POST approved training program. (3-15-02)

011. -- 029. (RESERVED).

030. GENERAL AND INCIDENTAL POWERS AND DUTIES.

Besides those enumerated previously (those in Title 19, Chapter 51, Idaho Code), the duties of the Council shall be to do and perform all other acts and things required by law or which may be necessary to the full discharge of the duties of said Council, and shall include, but not be limited to the following: (4-5-00)

- 01. Certification.** To issue certification to law enforcement officers when they meet the requirements as established by the POST Council. (4-5-00)
- 02. Files.** To maintain files on all certified officers, instructors, and schools; and furnish information from files upon request in accordance with the Idaho Public Records Law. (4-5-00)
- 03. Records.** To receive and maintain as trustees for the state of Idaho in accordance with the Idaho State Police and POST retention schedules all physical properties and records which shall come into the possession of the Council by virtue of its existence. (4-5-00)
- 04. Committees.** To establish such committees, both permanent and temporary, as may be necessary to more fully carry out the administrative duties of the Council. (4-5-00)
- 05. Elect.** Pursuant to Idaho Code, the Council shall elect a Vice-Chairman annually from among its membership. (4-5-00)
- 06. Rules.** To adopt and amend rules and procedures consistent with law for the internal management of POST and the operation of a law enforcement training program. (4-5-00)
- 07. Assist.** Upon request, to assist departments and directors of training in administration and training problems encountered in complying with the various aspects of the Act as well as the ultimate objective of the Act, i.e., raising the level of competence of law enforcement officers in Idaho. (4-5-00)
- 08. Study.** To study law enforcement training methods to enable POST to provide current and updated training. (4-5-00)
- 09. Consult And Cooperate.** To consult and cooperate with recognized law enforcement agencies or educational institutions concerned with law enforcement training. (4-5-00)
- 10. Recommendations.** To make recommendations concerning any matter within its jurisdiction. (4-5-00)
- 11. Executive Director.** There shall be established in the Idaho State Police a classified position of Executive Director of the Idaho Peace Officer Standards and Training Council. (4-5-00)
- a.** The Executive Director will be employed by the Idaho State Police to serve under the direction of the POST Council in carrying out the duties and responsibilities of the Council. (4-5-00)
- b.** The Executive Director shall have supervision over the employees and other persons necessary in carrying out the functions of POST. (4-5-00)
- c.** For administrative purposes, the Executive Director and his staff will be governed by the Policies and Rules of the state of Idaho and the Idaho State Police, concerning but not limited to fiscal, purchasing, and personnel matters. (4-5-00)
- d.** The Executive Director shall be selected by the POST Council subject to approval of the Director of the Idaho State Police from the approved register established by the Idaho Division of Human Resources after competitive testing. (4-5-00)
- 12. Examining Board.** The Chairman of the POST Council will recommend one Chief or Sheriff who is a member of the POST Council to serve on the examining board set up by the Idaho Division of Human Resources. (4-5-00)
- 13. Compensation.** Except for the Executive Director of the POST Council, the members of the Council receive no compensation from POST for their services, but shall be allowed their actual and necessary expenses incurred in the performance of their functions, as prescribed by law. (4-5-00)

14. Council Resignations. Any Council member who ceases to qualify as such shall at once notify the Governor and Chairman in writing. Any Council member who desires to terminate their services shall notify the Governor and Chairman in writing of their intentions. (4-5-00)

15. Contested Cases. Rules of Procedure in contested cases shall be governed by the Idaho Administrative Procedures Act. (4-5-00)

16. Additional Time To Complete POST Training And Certification. The Council, for good cause and in writing, may grant additional time to complete POST training and certification. Good cause may include, but is not limited to, sickness or physical disability of officer or immediate family member, cancellation of Basic Academy, natural disaster, or reapplication to the Academy after failing or being unable to complete a previous Basic Academy Session. (4-5-00)

031. -- 039. (RESERVED).

040. STANDARDIZATION AND RECORDING OF TRAINING RECORDS AND CERTIFICATIONS.

041. THE RECORDS SYSTEM.

01. Training File. The Idaho Peace Officer Standards and Training Council will maintain a training file on all Idaho law enforcement officers. Officer certifications granted and certified training schools attended by officers will be recorded in these files. (4-5-00)

02. Notification Of Employment/Termination. It will be the responsibility of the law enforcement agency head to notify the Council of all presently employed officers. The names of all officers hired after submission of the original list shall be submitted to the Council within thirty (30) days of employment. The termination of an officer's employment shall also be relayed to the Council within thirty (30) days of such action on an appropriate form designated by the Council. (4-5-00)

03. Training Record. A training record listing all certified courses an officer has completed, the hours credit, and other pertinent data will be kept along with the officer's file. (4-5-00)

04. Other Law Enforcement Personnel. A file on other law enforcement personnel may be maintained. This file will contain records for other law enforcement persons who successfully complete POST-certified courses. (4-5-00)

05. Instructors. Names of certified instructors will be maintained. (4-5-00)

06. Instructors And Schools. A list of approved instructors and schools will be maintained. (4-5-00)

042. PROCEDURE.

01. Application. Each individual officer may apply for certification when they have met the requirements. When they are certified by the Council, this is entered into their file. (Refer to "Certification of Peace Officers".) (4-5-00)

02. Roster. School coordinators will furnish to the Council a "Course Attendance Roster" on the appropriate form designated by the Council upon the completion of each certified training school. (Refer to "Formation and Certification of Schools".) (4-5-00)

043. FORMS FOR RECORD USE.

All forms used or referred to in this manual are available upon request from: Idaho Peace Officer Standards & Training Council, P.O. Box 700, Meridian, Idaho 83680-0700. (3-20-97)

044. -- 049. (RESERVED).

050. MINIMUM STANDARDS FOR EMPLOYMENT.

Every peace, detention, juvenile detention, or juvenile probation officer shall meet the requirements in Sections 050 through 063. (4-2-03)

01. Citizenship. Shall be a citizen of the United States. (3-15-02)

02. Education Requirements. (3-20-97)

a. Graduation from high school or having passed the General Educational Development Test indication of high school graduation. The military or veterans equivalent of high school graduation is also acceptable. (3-15-02)

b. Documentary evidence of satisfaction of this requirement shall be in the form of a high school diploma, high school transcript, GED certificate, or GED test report form. A college transcript indicating the successful completion of a minimum of fifteen (15) academic credits is also acceptable. In unusual circumstances, the Council may accept other documentation, and in such cases the decision of the Council shall be final. (3-15-02)

03. Experience Requirements. (3-20-97)

a. Not less than two (2) years of responsible work experience following high school graduation (or when the applicant would have graduated). (3-20-97)

b. The work experience requirement can be complied with by two (2) years of any combination of military service, gainful employment, education, or any other productive activity. (4-2-03)

051. CHARACTER.

The POST Council may take into consideration the commission of any act or offense involving moral turpitude to ensure an applicant is of good moral character and warrants the public trust. The purpose of this requirement is to prohibit persons who engage in dishonest, unprofessional, unethical, or immoral conduct from becoming law enforcement officers, and to protect against acts or conduct which may endanger the safety and welfare of the public. (4-2-03)

052. CRIMINAL RECORD.

01. Fingerprints. The applicant shall be fingerprinted on two (2) copies of the standard FBI Applicant fingerprint form, and a search made of local, state, and national fingerprint files to disclose any criminal record. The original copies of all records check results shall be retained by the POST Council. (4-2-03)

02. Conviction. The term "conviction" shall include: (4-2-03)

a. Any conviction in a federal, tribal, state, county, or municipal court; (3-15-02)

b. A voluntary forfeiture of bail, bond, or collateral deposited to secure a defendant's appearance in court as final disposition; (3-15-02)

c. The payment of a fine; (3-15-02)

d. A plea of guilty, nolo contendere; or (3-15-02)

e. A finding of guilt regardless of whether the sentence is imposed, suspended, deferred, or withheld, and regardless of whether the plea or conviction is set aside or withdrawn, or the case or charge is dismissed, or the record expunged under Section 19-2604, Idaho Code, or any other comparable statute or procedure, where the setting aside of the plea or conviction, or dismissal of the case or charge, or expungement of the record is based upon lenity or the furtherance of rehabilitation rather than upon any defect in the legality or factual basis of the plea, finding of guilt, or conviction. (3-15-02)

03. Misdemeanor Conviction. A misdemeanor conviction of any federal, state, or local crime may be

grounds for rejection of the applicant.

(4-2-03)

a. An applicant shall be rejected who has been convicted of any misdemeanor sex crime, crime of deceit, or drug offense unless the conviction occurred more than five (5) years prior to application and the applicant's agency head files a written request for review with the POST Council. In the case of a willful concealment or petit theft conviction, the applicant may be accepted upon approval of the POST Executive Director. The Executive Director shall have the discretion to refer the application to the POST Council. In all other cases, the POST Council shall review the application and determine whether the individual shall be certifiable as a peace, detention, juvenile detention, or juvenile probation officer in the state of Idaho.

(4-2-03)

b. An applicant shall be rejected who has been convicted of a DUI during the two (2) years immediately preceding application. No waivers shall be granted by the POST Council for DUI convictions within the last two (2) years. If the conviction occurred more than two (2) years prior to application, the applicant may be accepted upon approval of the POST Executive Director provided the applicant's agency head, with knowledge of the facts and circumstances concerning the offense or violation, recommends approval. The Executive Director shall have the discretion to refer the application to the POST Council.

(3-15-02)

c. An applicant with any other misdemeanor conviction may be accepted upon approval of the POST Executive Director provided the conviction occurred more than two (2) years prior to application and the applicant's agency head, with knowledge of the facts and circumstances concerning the offense or violation, recommends approval. The Executive Director shall have the discretion to refer the application to the POST Council. If the conviction occurred during the two (2) years immediately preceding application, the POST Council shall review the application and determine whether the individual shall be certifiable as a peace, detention, juvenile detention, or juvenile probation officer in the state of Idaho.

(4-2-03)

04. Felony Conviction. An applicant shall be rejected who has been convicted of any felony crime, the punishment for which could have been imprisonment in a federal or state penal institution. For the purpose of this rule, a felony conviction shall continue to be considered a felony conviction regardless of whether the conviction is later reduced to a misdemeanor conviction under Section 19-2604, Idaho Code, or any other comparable statute or procedure, where the reduction is based upon lenity or the furtherance of rehabilitation rather than upon any defect in the legality or factual basis of the felony conviction. No waivers shall be granted by the POST Council, except where, since the time of the conviction, the crime for which the defendant was convicted has, by statute, been reduced to a misdemeanor or decriminalized in the jurisdiction where the conviction occurred. In such cases, the POST Council shall review the application and determine whether the individual shall be certifiable as a peace, detention, juvenile detention, or juvenile probation officer in the state of Idaho.

(4-2-03)

053. MILITARY RECORD.

A "dismissal," "bad conduct discharge" (BCD), "dishonorable discharge" (DD), or administrative discharge of other than honorable (OTH) from the military service shall disqualify the applicant. The administrative discharge of "general under honorable conditions" (GEN) may be grounds for rejection.

(4-2-03)

054. (RESERVED).

055. TRAFFIC RECORD INVESTIGATION.

01. Requirements.

(7-1-93)

a. The applicant shall possess a valid driving license from his state of residence and qualify for an Idaho driver's license.

(3-15-02)

b. An applicant with a record of a driver's license suspension in any jurisdiction, or a driving without privileges conviction or an equivalent conviction in any other jurisdiction, may be accepted upon approval of the POST Executive Director provided the suspension concluded or conviction occurred more than two (2) years prior to application and the applicant's agency head, with knowledge of the facts and circumstances concerning the suspension or conviction, recommends approval. The Executive Director shall have the discretion to refer the application to the POST Council. If the suspension concluded or conviction occurred during the two (2) years immediately preceding application, the POST Council shall review the application and determine whether the

individual shall be certifiable as a peace, detention, or juvenile detention officer in the state of Idaho. (3-15-02)

c. Where the applicant's traffic record discloses the commission of five (5) or more moving traffic offenses during the three (3) years immediately preceding application, the POST Council shall review the application and determine whether the individual shall be certifiable as a peace, detention, or juvenile detention officer in the state of Idaho. (3-15-02)

02. Procedures. At a minimum, a check of driving records shall be made of the Motor Vehicle Division, Highway Department, state of Idaho, and the files of the motor vehicle department in the states of the applicant's previous residences. (3-15-02)

056. BACKGROUND INVESTIGATION.

01. Requirements. The applicant shall have undergone a comprehensive background investigation, the results of which attest to the fact that the person meets the minimum standards for employment, has not engaged in conduct or a pattern of conduct that would jeopardize public trust in the law enforcement profession, and is of good moral character. Consideration will be given to any and all law violations, including traffic and fish and game infractions or convictions. (3-15-02)

02. Procedures. (3-15-02)

a. The applicant shall complete and submit to the appointing law enforcement agency a comprehensive application and personal history statement prior to the start of the background investigation. The history statement shall contain questions which aid in determining whether the applicant is eligible for certified status as a peace, detention, or juvenile detention officer. The background investigation shall include information provided by personal references, schools, and the last three (3) previous employers, as well as law enforcement agency records in jurisdictions where the applicant has lived or worked. This information shall be recorded and retained by the appointing agency. (3-15-02)

b. The appointing agency shall conduct a personal interview with the applicant to ascertain personal attributes such as personal appearance, demeanor, attitudes that are relevant to the law enforcement mission, judgment, maturity, resourcefulness, and ability to communicate. Searching questions shall be asked about: (3-15-02)

i. Use of intoxicants, narcotics and drugs; (3-15-02)

ii. Physical, mental, and emotional history; (3-15-02)

iii. Family problems; (3-15-02)

iv. Moral outlook and habits; and (3-15-02)

v. Financial transactions. (3-15-02)

c. The appointing agency shall have a thorough investigation into the character and reputation of the applicant conducted by an experienced investigator. The applicant's morality, integrity, reputation, honesty, dependability, qualifications, experience, associations, emotional stability, prejudice, and loyalty shall be explored. (3-15-02)

d. All results of the background investigation shall be considered confidential and processed accordingly. (3-15-02)

e. The results of the background investigation shall ultimately be evaluated by the agency head and/or the appointing authority to determine whether the applicant is suitable. (3-15-02)

057. PHYSICAL - MEDICAL.

01. Requirements. (7-1-93)

a. Hearing. The applicant must have unaided or aided hearing between zero (0) and twenty-five (25) decibels for each ear at the frequencies of five-hundred (500) Hz, one thousand (1000) Hz, two thousand (2000) Hz, and three thousand (3000) Hz. Waiver to the above may be considered by the Council if accompanied by an audiologist's or ear, nose, and throat physician's certification that the applicant's condition will not jeopardize or impair the applicant's ability to perform the duties of a peace, detention, juvenile detention, or juvenile probation officer. (3-20-04)

b. Vision. (7-1-93)

i. The applicant must possess normal binocular coordination; depth of proficiency of a minimum of one (1) minute of arc at twenty (20) feet; peripheral vision must be binocularly two hundred (200) degrees laterally with sixty (60) degrees upward and seventy (70) degrees downward. There must be no pathology of the eye; applicant must possess a minimum seventy percent (70%) proficiency of the Dvorine or equivalent color discrimination test. Waiver to the above may be considered by the Council if accompanied by a vision specialist's certification that the applicant's condition will not jeopardize or impair the applicant's ability to perform the duties of a peace, detention, juvenile detention, or juvenile probation officer. (3-20-04)

ii. The applicant must have uncorrected vision in each eye of twenty/two hundred (20/200) with the strong eye corrected to twenty/twenty (20/20) and the weaker eye corrected to twenty/sixty (20/60). An applicant who wears contact lenses is exempt from the uncorrected vision of twenty/two hundred (20/200), but must have the strong eye corrected to twenty/twenty (20/20) and the weaker eye corrected to twenty/sixty (20/60). A full eye examination must be administered by an optometrist or ophthalmologist to any applicant whose uncorrected vision in either eye is twenty/one hundred fifty (20/150) or worse. Waiver to the above may be considered by the Council if accompanied by a vision specialist's certification that the applicant's condition will not jeopardize or impair the applicant's ability to perform the duties of a peace, detention, juvenile detention, or juvenile probation officer. (3-20-04)

c. Disease/Condition. The applicant must be free from any impediments of the senses of sight, hearing, taste, smell, and touch; physically sound; well developed physically and in possession of his extremities; free from any physical defects, chronic or organic diseases, organic or functional conditions, or emotional or mental instabilities which may tend to impair efficient performance of duty or which might endanger the lives of others or the life of the officer. Waiver to a physical defect may be considered by the Council upon the applicant's demonstration that the defect does not jeopardize or impair his ability to perform the duties of a peace, detention, juvenile detention, or juvenile probation officer. (3-20-04)

d. Agency Physical Agility/Fitness Test. To determine the applicant's physical capability, a physical agility or fitness test based upon the job requirements of the appointing agency must be administered by the appointing agency to each applicant. (3-20-04)

02. Procedures. (7-1-93)

a. A POST Council-approved medical history form must be supplied by each applicant to the examining physician. The medical history must include information on past and present diseases, injuries and operations. (3-20-04)

b. A medical examination must be administered by a licensed physician or his designee to determine if the applicant is free from any physical, emotional, or mental condition which might adversely affect the applicant's ability to perform the duties of a peace, detention, juvenile detention, or juvenile probation officer. The physician must record his findings on the appropriate form or letter and must note thereon, for evaluation by the appointing authority, any past or present physical defects, diseases, injuries, operations or conditions of an abnormal or unusual nature, or indications of mental or emotional instability. (3-20-04)

058. MENTAL EXAMINATION.

01. Requirement. Where a question of emotional stability or disorder is indicated by the physician's

report or the background investigation, a thorough evaluation shall be made by a licensed psychiatrist or clinical psychologist to determine if the applicant is free from any emotional or mental condition which might adversely affect the applicant's ability to perform the duties of a peace, detention, or juvenile detention officer. (3-15-02)

02. Procedure. During the interview, the examining psychiatrist or psychologist shall evaluate the applicant sufficiently to assess those symptoms of a degree that would impair the effective performance of duty. The results of the examination shall be recorded and that record or a summary of recommendations shall be forwarded to the appointing authority for review. (3-15-02)

059. APTITUDE.

The applicant shall be evaluated on the agency-approved aptitude test to determine if the applicant possesses the aptitude, capacity, and adaptability for absorbing and understanding the training and skills which are essential to the performance of the law enforcement function. (3-15-02)

060. EXCEPTIONS.

The required minimum standards for employment are not applicable to the superintendent of state police or any elected official. (3-15-02)

061. CODE OF CONDUCT/CODE OF ETHICS.

Each applicant shall attest that he has read, understands, and will abide by the Law Enforcement Code of Conduct as found in Subsection 091.04 and the Law Enforcement Code of Ethics as adopted by the International Association of Chiefs of Police, 515 North Washington Street, Alexandria, VA 22314. (4-2-03)

062. PROBATIONARY PERIOD.

01. Probation. Every officer appointed by an agency below the level of agency head shall satisfactorily complete a probationary period of not less than six (6) months. This requirement shall also apply to officers who transfer laterally into an agency. (3-15-02)

02. Supervisor/Mid-Manager. Every officer who is promoted or appointed to a supervisory, middle management, or assistant agency head position shall satisfactorily complete a probationary period of not less than six (6) months in that position. (3-15-02)

03. Extended. No peace, detention, or juvenile detention officer who lacks the training qualifications required by the Council shall have his temporary or probationary employment extended beyond one (1) year by renewal of appointment or otherwise. (3-15-02)

063. SPECIAL PROVISIONS.

01. Minimum Standards. It is emphasized that these are minimum standards for employment. Higher standards are recommended whenever the availability of qualified applicants meets the demand. (7-1-93)

02. No Discrimination. No agency shall discriminate as to employment against any persons on the basis of race, creed, color, or sex, pursuant to state or federal law. (3-15-02)

03. Equal Opportunity Employer. Every agency shall be an equal opportunity employer. (3-15-02)

064. -- 069. (RESERVED).

070. MINIMUM STANDARDS FOR BASIC TRAINING.

071. BASIC TRAINING ACADEMY.

Each and every peace, detention, juvenile detention, and juvenile probation officer must successfully complete the respective POST Basic Training Academy, including the field training portion, within twelve (12) months from the date of their appointment as a full-time officer. This time period includes probationary time. (3-20-04)

01. Closed Campus. The POST Basic Training Academies will operate as a closed campus Monday

through Thursday. The POST Council may consider an exemption to this requirement in the case of a documented severe financial hardship for the applicant where no other alternative exists and provided the applicant's agency head files a written request for review with the POST Council. A trainee granted a hardship exemption will be required to attend all mandatory classes, and must not be late to any class. Unauthorized lateness to or absence from any class will be grounds for revocation of the hardship exemption by the POST Executive Director. (3-20-04)

02. Attendance. Attendance will be required of each trainee at all classes in the Basic Training Academy. A trainee who is absent for more than one (1) day of the academy session must make up such course content. (3-20-04)

03. Completion. A trainee must successfully complete the Basic Training Academy within six (6) months of the date they enroll in such course. In a case of delay of more than six (6) months, the entire course must be repeated. (3-20-04)

04. Field Training. The field training portion must be completed to be eligible for certification. (3-20-04)

072. WAIVER FOR EQUIVALENT TRAINING - RECIPROCITY.

01. Waiver. The Council may waive the completion of any basic training academy required by the Council upon presentation of documentary evidence by an agency that an officer has satisfactorily completed equivalent training, subject to any supplementary training prescribed by the Council under Section 074. (3-15-02)

a. Training received in states with laws governing or regulating police training shall, if subject to such review, have been approved or certified in the state in which the training was received. (3-15-02)

02. Reciprocity Agreements. The Council is authorized to enter into standing reciprocity, compacts, or agreements with those states which by law regulate and supervise the quality of law enforcement officer training and which require a minimum number of hours of training in the basic training academy equal to or exceeding Idaho's standards. (3-15-02)

073. COLLEGE EDUCATION.

01. Unacceptable In Lieu Of Basic Training Academy. Credit for pre-service college education shall not be accepted in lieu of a Basic Training Academy. (3-15-02)

02. Acceptable In Lieu Of Basic Training Academy. Vocational education training programs that have been previously certified by the Council may be accepted as equivalent training in lieu of a POST Basic Training Academy provided the officer successfully graduates from the program, passes the POST certification examination, submits a completed POST Vo-Tech Certification Packet, is appointed to a certifiable position within three (3) years from graduating from the program, and complies with the requirements of Section 097 or Section 176. (4-2-03)

074. SUPPLEMENTARY TRAINING.

The Council may prescribe as a condition of certification supplementary or remedial training necessary to equate previous training with current Idaho standards. (3-15-02)

075. THE BASIC PATROL ACADEMY TRAINING CURRICULUM.

01. Training Hours. The amount of training for which certification may be granted in the Basic Patrol Academy shall be a total of four hundred sixty-four (464) hours, with four hundred twenty-four (424) hours received at the training academy and forty (40) hours received in field training in the officer's appointing agency or another agency if necessary prior to or subsequent to attendance at the Basic Patrol Academy. (3-15-02)

02. Requirements. (7-1-93)

a. Successful completion of four hundred twenty-four (424) hours of instruction in the following

minimum prescribed subject areas at the Basic Patrol Academy shall be required:

Summary	Hours
Human Relations	43
Law	53
Investigations	96
Police Officer and Patrol Procedures	157
Health and Fitness	52
Administration/Examinations	23
Sub-Total	424
Field Training Manual	40
Total	464

(3-15-02)

b. It is emphasized that the established basic patrol academy training is only a minimum and that additional instruction beyond the basic academy is necessary if the proper training of a peace officer, as required by the profession, is to be accomplished. (3-15-02)

c. Successful completion of forty (40) hours of supervised field training in the appointing agency, or another agency if necessary, shall be required. (3-15-02)

03. Procedure. (7-1-93)

a. Trainees shall be enrolled in the Basic Patrol Academy in sufficient time to permit completion of the course and the supervised field training during the twelve (12) month period following their appointment as a peace officer. (3-15-02)

b. The Council shall issue a certificate of graduation from the Basic Patrol Academy to each trainee who successfully completes the Basic Patrol Academy. (3-15-02)

076. FIELD TRAINING.

Field Training shall be conducted in accordance with the procedures as outlined in the Field Training Manual. (3-15-02)

077. THE BASIC DETENTION ACADEMY TRAINING CURRICULUM.

01. Training Hours. The amount of training for which certification may be granted in the Basic Detention Academy shall be a total of two hundred sixty (260) hours, with two hundred twenty (220) hours received at the training academy and forty (40) hours received in jail training in the officer's appointing agency or another agency if necessary prior to or subsequent to attendance at the Basic Detention Academy. (3-15-02)

02. Requirements. (3-15-02)

a. Successful completion of two hundred twenty (220) hours of instruction in the following minimum prescribed subject areas at the Basic Detention Academy shall be required:

Summary	Hours
Jail Standards Procedures	11

Summary	Hours
Detention Legal Issues	34
Practical Skills	68
Jail Medical Issues	14
Human Relations	17
Detention Techniques	21
Incident Procedures	18
Emergency Procedures	13
Physical Wellness	13
Administration/Examinations	11
Sub-Total	220
Jail Training Manual	40
Total	260

(3-15-02)

b. It is emphasized that the established basic detention academy training is only a minimum and that additional instruction beyond the basic academy is necessary if the proper training of a detention officer, as required by the profession, is to be accomplished. (3-15-02)

c. Successful completion of forty (40) hours of supervised jail training in the appointing agency, or another agency if necessary, shall be required. (3-15-02)

03. Procedure. (3-15-02)

a. Trainees shall be enrolled in the Basic Detention Academy in sufficient time to permit completion of the course and the supervised jail training during the twelve (12) month period following their appointment as a detention officer. (3-15-02)

b. The Council shall issue a certificate of graduation from the Basic Detention Academy to each trainee who successfully completes the Basic Detention Academy. (3-15-02)

078. JAIL TRAINING.

Jail Training shall be conducted in accordance with the procedures as outlined in the Jail Training Manual. (3-15-02)

079. THE PATROL-TO-DETENTION TRANSITION ACADEMY TRAINING CURRICULUM.

01. Eligibility. To be eligible to attend the Patrol-to-Detention Transition Academy, each applicant shall be: (4-2-03)

a. A peace or county detention officer appointed by a duly constituted Idaho law enforcement agency who possesses or is eligible to possess a valid Idaho POST Basic, Intermediate, or Advanced Certificate; (4-2-03)

b. A self-sponsored student who has satisfactorily completed the Idaho POST Basic Patrol Academy within the last three (3) years; or (4-2-03)

c. A professional member of the POST Council staff. (4-2-03)

02. Training Hours. The amount of training for which certification may be granted in the Patrol-to-

Detention Transition Academy shall be a total of one hundred thirty (130) hours, with ninety (90) hours received at the training academy and forty (40) hours received in jail training in the officer's appointing agency or another agency if necessary prior to or subsequent to attendance at the Patrol-to-Detention Transition Academy. (4-2-03)

03. Requirements. (4-2-03)

a. Successful completion of ninety (90) hours of instruction in the following minimum prescribed subject areas at the Patrol-to-Detention Transition Academy shall be required:

Summary	Hours
Jail Standards Procedures	9
Detention Legal Issues	20
Practical Skills	15
Jail Medical Issues	10
Human Relations	6
Detention Techniques	13
Incident Procedures	4
Emergency Procedures	6
Research Assignment	1
Administration/Examinations	6
Sub-Total	90
Jail Training Manual	40
Total	130

(4-2-03)

b. It is emphasized that the established patrol-to-detention transition academy training is only a minimum and that additional instruction beyond the academy is necessary if the proper training of a detention officer, as required by the profession, is to be accomplished. (4-2-03)

c. Successful completion of forty (40) hours of supervised jail training in the appointing agency, or another agency if necessary, shall be required. (4-2-03)

04. Procedure. (4-2-03)

a. Trainees shall be enrolled in the Patrol-to-Detention Transition Academy in sufficient time to permit completion of the course and the supervised jail training during the twelve (12) month period following their appointment as a detention officer. (4-2-03)

b. The Council shall issue a certificate of graduation from the Patrol-to-Detention Transition Academy to each trainee who successfully completes the Patrol-to-Detention Transition Academy. (4-2-03)

080. JAIL TRAINING.

Jail training shall be conducted in accordance with the procedures as outlined in the Jail Training Manual. (4-2-03)

081. AGREEMENT TO SERVE.

01. Agreement. Pursuant to Section 19-5112, Idaho Code, any peace officer attending such schools or programs or directly or indirectly receiving the aid authorized by Section 19-5109, Idaho Code, shall execute an

agreement whereby said officer promises to remain within the law enforcement profession, as defined in Subsection 010.12, on a full time basis, in the state of Idaho in a position approved by the Council for two (2) years following graduation from the POST Basic Training Academy. (4-2-03)

02. Pay Back. Except as provided below, any peace officer who fails to remain within the law enforcement profession, as defined in Subsection 010.12, on a full time basis, in the state of Idaho in a position approved by the Council for two (2) years following graduation from the POST Basic Training Academy, shall be required to pay back to the Council, the full amount of money set forth in the agreement. For the purposes of this rule, an officer who leaves full-time employment in the law enforcement profession and has not worked four thousand one hundred sixty (4,160) or more hours during the two (2) years following graduation from the POST Basic Training Academy shall be deemed to have failed to remain within the law enforcement profession, on a full time basis, for two (2) years following graduation from the POST Basic Training Academy. (4-2-03)

a. If the officer remains within the law enforcement profession in excess of twelve (12) months but less than twenty-four (24) months and the officer's work within the law enforcement profession during that period averaged at least one hundred sixty (160) hours per month, the amount owed to the Council under Subsection 081.02 shall be prorated monthly and shall be reduced proportionately for each month from the date of graduation in which the officer was employed within the law enforcement profession for at least one hundred sixty (160) hours per month. (4-2-03)

b. If the officer resigns or is terminated for cause by the appointing agency, he shall owe the Council the amount set forth in the agreement. (3-15-02)

c. If the officer is terminated through no fault of his own by the appointing agency, he shall not owe the Council the amount set forth in the agreement. The agency shall provide the Council a letter stating that the officer was terminated through no fault of his own. (3-15-02)

03. Pay Back, Part-Time Basic Certificate. Any peace officer who is awarded a part-time basic certificate who fails to remain employed within the law enforcement profession in a position approved by the Council for the same amount of hours required in Subsection 081.02, shall be required to pay back to the Council the full amount of money set forth in the agreement. (4-2-03)

04. Position. The Council shall approve or disapprove positions on a case by case basis, after affording officers the opportunity to present information as to the duties, nature, and scope of the position. (3-15-02)

082. -- 089. (RESERVED).

090. CERTIFICATION OF PEACE, DETENTION, JUVENILE DETENTION, AND JUVENILE PROBATION OFFICERS.

091. INTRODUCTION.

01. Certificates and Awards. Certificates and awards may be presented by the Council for the purpose of recognizing or raising the level of competence of law enforcement and to foster cooperation among the Council, agencies, groups, organizations, jurisdictions, and individuals. (3-20-97)

02. Property. Certificates and awards remain the property of the Council and are only valid as long as the officer is appointed as an Idaho peace, detention, juvenile detention, or juvenile probation officer. (4-2-03)

03. Decertification. The Council may decertify any officer who pleads guilty or is found guilty, regardless of the form of judgment or withheld judgment, of any felony or offense which would be a felony if committed in this state; any misdemeanor; any unlawful use, possession, sale, or delivery of any controlled substance; or who willfully or otherwise falsifies or omits any information to obtain any certified status; or who violates any of the standards of conduct as established by the council's code of conduct, as adopted and amended by the council. (7-1-99)

04. Law Enforcement Code Of Conduct. As a law enforcement officer, my fundamental duty is to

serve the community; to safeguard lives and property; to protect the innocent against deception, the weak against oppression or intimidation, and the peaceful against violence or disorder; and to respect the Constitutional rights of all to liberty, equality, and justice. I recognize the badge of my office as a symbol of public faith, and I accept it as a public trust to be held so long as I am true to the ethics of police service. In furtherance of these duties, I hereby adopt and accept the following code of conduct: (7-1-99)

a. I shall conduct myself at all times in a manner that does not damage or have the likely result of damaging or bringing the public image, integrity, or reputation of my department or myself into discredit or disrepute. (7-1-99)

b. I shall not possess or consume alcoholic beverages on duty or while in uniform on duty or off duty, except as expressly required for the lawful performance of my duties. Nor shall I unlawfully possess, sell, consume, use or assist in the use of any illegal or unauthorized drugs or medications on duty or off duty. (7-1-99)

c. I shall not engage in any illegal or unlawful harassment or intimidation of another, nor shall I permit personal prejudices, political beliefs, animosities, or friendships to influence my decisions. (7-1-99)

d. I shall not lie, give misleading information, or falsify written or verbal communications in official reports or in their actions with another person or organization when it is reasonable to expect that such information may be relied upon because of my position or affiliation with my department. (7-1-99)

e. I shall willfully observe and obey the lawful verbal and written rules, duties, policies, procedures, and practices of my department. I shall also subordinate my personal preferences and work priorities to the lawful verbal and written rules, duties, policies, procedures and practices of my department, as well as to the lawful orders and directives of supervisors and superior command personnel of my department. I shall willfully perform all lawful duties and tasks assigned by supervisory and/or superior-ranked personnel. Direct, tacit, or constructive refusal to do so is insubordination. (7-1-99)

f. I shall obey the constitutional, criminal and civil laws of the city, county, state, and federal government. I will never engage in acts of corruption or bribery, nor will I condone such acts by other police officers. (7-1-99)

092. LAPSE OF PEACE OFFICER CERTIFICATION.

The certification of any peace officer shall be considered lapsed if the officer does not serve as a peace officer in Idaho for three (3) consecutive years. Provided, however, that those persons once POST certified as peace officers who remain in active law enforcement in Idaho shall retain their POST certification for purposes of compliance with this rule. The person shall work at least one hundred twenty (120) hours active law enforcement per year. This shall include administrative, jail, or civil division duty assignments in law enforcement agencies as defined in Section 19-5101(d), Idaho Code. Provided further that those persons once POST certified as peace officers in Idaho who remain in full-time, active law enforcement outside the state of Idaho, without a break in full-time law enforcement, and who attend an approved course of study in Idaho law and pass the POST Idaho law exam may petition the Executive Director for recertification. The Executive Director shall have the discretion to grant or deny the petition or may refer the petition to the Council. (4-2-03)

01. Three To Five Years. A peace officer who has been out of full-time law enforcement status from three (3) to five (5) years and who wants to be recertified shall meet the following POST requirements: (4-2-03)

- a.** Submit a POST Certification Patrol Challenge Packet; (4-2-03)
- b.** Attend an approved course of study in Idaho law and pass the POST Idaho law exam; (4-2-03)
- c.** Pass the following tests administered by a POST Training Specialist: (4-2-03)
 - i.** The POST patrol certification examination approved by the Council, conducted in the manner set forth in Subsection 097.02.b.; (4-2-03)
 - ii.** The POST Firearms Qualification Course; (4-2-03)

iii. The POST Physical Fitness Test Battery; and (4-2-03)

d. Satisfy the probationary period requirement of Section 062. (4-2-03)

02. Over Five Years. A peace officer who has been out of full-time law enforcement status for over five (5) years shall attend the POST Basic Patrol Academy to be recertified. The Council may waive this requirement on a showing of good cause by the officer supported by clear and convincing evidence that during a substantial part of the time out of full-time law enforcement, the officer was engaged in an occupation requiring law enforcement training, skill, and experience. This evidence shall be submitted with a POST Certification Patrol Challenge Packet. Upon receiving a waiver, the officer shall meet the following POST requirements: (4-2-03)

a. Attend an approved course of study in Idaho law and pass the POST Idaho law exam; (4-2-03)

b. Attend and pass Idaho POST-certified courses in Emergency Vehicle Operation, Arrest Techniques, Handgun Retention, and Practical Problems; (4-2-03)

c. Pass the following tests administered by a POST Training Specialist: (4-2-03)

i. The POST patrol certification examination approved by the Council, conducted in the manner set forth in Subsection 097.02.b.; (4-2-03)

ii. The POST Firearms Qualification Course; (4-2-03)

iii. The POST Physical Fitness Test Battery; and (4-2-03)

d. Satisfy the probationary period requirement of Section 062. (4-2-03)

03. Over Eight Years. A peace officer who has been out of full-time law enforcement status for over eight (8) years shall attend the POST Basic Patrol Academy to be recertified. No waiver of this requirement shall be granted by the Council. (4-2-03)

04. Exception. The provisions of Subsections 092.01 through 092.03 shall not apply to officers holding a part-time basic certificate who work at least one hundred twenty (120) hours per year within the law enforcement profession. (4-2-03)

093. PEACE OFFICER CERTIFICATION.

Any peace officer as defined in Section 19-5101(d), Idaho Code, except any elected official, any deputy sheriff serving civil process, the superintendent of the Idaho State Police, or those peace officers whose primary duties involve motor vehicle parking and animal control pursuant to city or county ordinance, shall be certified by the Peace Officer Standards and Training Council within one (1) year after first being appointed unless granted additional time to complete certification by the POST Council as set forth in Subsection 030.16. (4-2-03)

094. GENERAL PROVISIONS.

01. Purpose. Basic, Part-Time Basic, Intermediate, and Advanced Certificates are established for the purpose of fostering professionalism, education, and experience necessary to perform adequately the duties of law enforcement. (4-2-03)

02. Eligibility. To be eligible for the award of a Basic, Intermediate, or Advanced Certificate, each applicant shall be a professional member of the POST Council staff, or a full-time peace officer appointed by a duly constituted Idaho law enforcement agency. To be eligible for the award of a part-time Basic certificate each applicant shall be a professional member of the POST Council staff, or a part-time peace officer appointed by a duly constituted Idaho law enforcement agency. (4-2-03)

03. Applications. All applications for award of the Basic, Part-Time Basic, Intermediate, or Advanced Certificates shall be completed by the applicant on the prescribed form "Application for Certification" as provided by

the POST Council. (4-2-03)

04. Submission. The Application for Certification form shall be submitted by the applicant to his agency head who shall review it for accuracy prior to signing it and forwarding it to the Council. Certificates shall be issued to the agency head for award to the applicant. (4-2-03)

05. Minimum Standards. Each applicant shall meet the minimum standards for employment and basic training as provided in Sections 050 through 063 and 070 through 076. (4-2-03)

06. Other. The superintendent of the Idaho State Police or any elected official, although specifically excluded by law from meeting the requirements set by the Council, may be certified if they so desire, provided they meet the minimum requirements for certification as prescribed in these rules. (4-2-03)

095. LAW ENFORCEMENT EXPERIENCE.

Law enforcement experience, as used herein, means actual time served as a peace officer, county detention officer, or communications specialist with a duly constituted law enforcement agency. The acceptability of time served as a peace officer, county detention officer, or communications specialist in a jurisdiction other than the state of Idaho, or in a jurisdiction which does not comply with the minimum standards for employment as set forth in Sections 050 through 063, shall be subject to the determination of the Council. (4-2-03)

096. COLLEGE CREDITS.

01. College Hour. One (1) college or university semester hour or unit shall equal one (1) college credit. (7-1-93)

02. College Quarter Hour. One (1) college or university quarter hour or unit shall equal two-thirds (2/3) of one (1) college credit. (7-1-93)

03. Conversion To POST Training Hours. College credits may be converted to POST training hours at the rate of one (1) college credit equals twenty (20) POST training hours. (4-2-03)

04. Credits For POST-Approved Training. When college credit is awarded or purchased for POST-approved training, it may be counted for either POST training hours or college credit, whichever is to the advantage of the applicant, subject to the limitation set forth in Subsection 096.05. (4-2-03)

05. Limitation On Credits For POST-Approved Training. Of the required amount of college credits needed for higher levels of certification, no more than one-half (1/2) shall be from credits awarded or purchased from any college or university for attending POST-approved training. (4-2-03)

097. THE BASIC AND PART-TIME BASIC CERTIFICATE.

In addition to the requirements set forth in Section 094 of these rules, the requirements in Section 097 are necessary for award of the basic certificate and the part-time basic certificate. (4-2-03)

01. Probation. The applicant shall have satisfactorily completed at least a six (6) month probationary period, which may include basic patrol academy time. The probationary period may be extended by the appointing agency which could delay certification until the probationary period is satisfactorily completed. This six (6) months' time shall be continuous with the agency the officer is appointed to when applying for certification. The probationary period shall not extend over one (1) year for certification purposes. (4-2-03)

02. Basic Training. The applicant shall have satisfactorily completed: (4-2-03)

a. The POST Basic Patrol Academy as required by the Council in Section 071; or (4-2-03)

b. Be a graduate of a law enforcement vo-tech program, the curriculum of which has been certified by the Council as being equivalent to the POST Basic Patrol Academy, and shall have passed the POST patrol certification examination approved by the Council. The applicant shall be allowed two (2) attempts to pass the examination. The attempts shall be no less than thirty (30) days apart and no more than six (6) months apart. If an

officer fails both attempts or fails to retake the examination within six (6) months, he shall successfully complete the POST Basic Patrol Academy to be certified. (4-2-03)

03. Field Training. The applicant shall have satisfactorily completed forty (40) hours of POST-approved field training. (4-2-03)

04. Vo-Tech Program Graduates. Graduates from Idaho POST-certified law enforcement vo-tech programs shall also comply with the requirements of Subsection 073.02. (4-2-03)

098. CHALLENGING THE BASIC PATROL ACADEMY.

Any peace officer presently appointed by a duly constituted Idaho law enforcement agency who has within the last five (5) years, been certified or commissioned by another state or the federal government as a peace officer or a student who has satisfactorily completed a Basic Police Academy equivalent to the Idaho POST Basic Patrol Academy within the last three (3) years shall be eligible for certification in the state of Idaho without attending the Basic Patrol Academy, provided the officer: (4-2-03)

01. Submission Of Challenge Packet. Submits a POST Certification Patrol Challenge Packet to POST Council, which shall include copies of POST training records from other states to substantiate the officer's training; and transcripts, certificates, diplomas, or other documents that substantiate the officer's education and experience; (4-2-03)

02. Law Course Attendance. Attends an approved course of study in Idaho law and passes the POST Idaho law exam; (4-2-03)

03. Attends And Passes POST Courses. Attends and passes Idaho POST-certified courses in Emergency Vehicle Operation, Arrest Techniques, Handgun Retention, and Practical Problems; (4-2-03)

04. Passes Required Tests. Passes the following tests administered by a POST Training Specialist: (4-2-03)

a. The POST patrol certification examination approved by the Council, conducted in the manner set forth in Subsection 097.02.b.; (4-2-03)

b. The POST Firearms Qualification Course; and (4-2-03)

c. The POST Physical Fitness Test Battery. (4-2-03)

05. Completes Probationary Period. Completes his probationary period as required by Subsection 097.01. (4-2-03)

099. -- 105. (RESERVED).

106. HIGHER CERTIFICATION.

01. General Provisions. (7-1-93)

a. In addition to the requirements set forth above for the Basic Certificate, each applicant for the award of an Intermediate or Advanced Certificate shall have completed the designated education and training, combined with the prescribed law enforcement experience. (4-2-03)

b. Education shall be supported by copies of transcripts, certificates, diplomas, or degrees attached to the application. (4-2-03)

c. Training not listed on the applicant's Idaho POST training record shall be supported by copies of certificates, course outlines, or other verifying documents attached to the application. (4-2-03)

d. The officer shall have completed the probationary period required by their agency when making

application for Intermediate and Advanced Certifications. (4-2-03)

107. INTERMEDIATE CERTIFICATE.

01. Requirements. In addition to the requirements set forth in Section 094 of these rules, the following are required for the award of an Intermediate Certificate: (4-2-03)

a. The applicant shall possess, or be eligible to possess, a Basic Certificate. (7-1-99)

b. The applicant shall have acquired the following combination of college credits and/or POST training hours, combined with the prescribed years of law enforcement experience, or the college degree designated from an accredited college or university, combined with the prescribed years of law enforcement experience, and have graduated from the POST Basic Patrol Academy:

POST Training Hours Including POST Basic Patrol Academy	600 hours	800 hours	1,200 hours	1,600 hours	1,800 hours	POST Basic Patrol Academy	
One College Credit Equals Twenty (20) POST Training Hours	The above may be a combination of College Credits and POST Training Hours					Academic Associate Degree	Academic Baccalaureate Degree
Years of Law Enforcement Experience	8	7	6	5	4	4	2

(4-2-03)

108. ADVANCED CERTIFICATE.

01. Requirements. In addition to the requirements set forth in Section 094 of these rules, the following are required for the award of an Advanced Certificate: (4-2-03)

a. The applicant shall possess, or be eligible to possess, an Intermediate Certificate. (7-1-93)

b. The applicant shall have acquired the following combination of college credits and POST training hours, combined with the prescribed years of law enforcement experience, or the college degree designated from an accredited college or university, combined with the prescribed years of law enforcement experience, and have graduated from the POST Basic Patrol Academy. Graduation from the ten (10) week Drug Enforcement Administration School in Washington, D.C.; the ten (10) week Northwestern University Traffic Institute School of Police Staff and Command; or the eleven (11) week FBI National Academy shall be accepted in lieu of the fifteen (15) college credits required for the Advanced Certificate with thirteen (13) years experience.

POST Training Hours Including POST Basic Patrol Academy	500 hours	600 hours	700 hours	800 hours	900 hours	1,200 hours	POST Basic Patrol Academy		
College Credits	15	20	30	40	45	60	Academic Associate Degree	Academic Baccalaureate Degree	Masters Degree or PhD
Years of Law Enforcement Experience	13	12	11	10	9	8	8	6	4

(4-2-03)

109. -- 115. (RESERVED).

116. CAREER-LEVEL CERTIFICATION.

01. General Provisions. (4-2-03)

a. To be eligible for the award of a Supervisor, Master, or Management certificate, each applicant shall be a full-time peace officer, county detention officer, or communications specialist appointed by a duly constituted Idaho law enforcement agency or a professional member of the POST Council staff. To be eligible for the award of an Executive certificate, each applicant shall be a full-time peace officer appointed by a duly constituted Idaho law enforcement agency or a professional member of the POST Council staff. (4-2-03)

b. All applications for award of the Supervisor, Master, Management, or Executive Certificates shall be completed by the applicant on the prescribed form "Application for Certification" as provided by the POST Council. (4-2-03)

c. The Application for Certification form shall be submitted by the applicant to his agency head who shall review it for accuracy prior to signing it and forwarding it to the Council. Certificates shall be issued to the agency head for award to the applicant. (4-2-03)

d. Each applicant for the Master and Supervisor certificates shall meet the minimum standards for employment and basic training as provided in Sections 050 through 063 and 070 through 076. Each applicant for the Management and Executive certificates shall meet the minimum standards for employment as provided in Sections 050 through 063. (4-2-03)

117. SUPERVISOR CERTIFICATE.

01. Requirements. For purposes herein, the term "first-line supervision position" means a position above the operational level which is occupied by an individual who, in the upward chain of command, principally is responsible for the direct supervision of non-supervisory personnel of an agency and most commonly holds the rank of sergeant. A candidate for the Supervisor Certificate shall: (4-2-03)

a. Possess the Intermediate Certificate, Level II Detention Officer Certificate, or Level II Communications Specialist Certificate. (4-2-03)

b. Have satisfactorily completed one hundred (100) hours of POST-certified supervisory-level training, of which fifty (50) hours shall have been completed within three (3) years prior to submitting an application for the Supervisor Certificate. (4-2-03)

c. Be presently appointed to a first-line supervision position with an Idaho law enforcement agency and shall have served satisfactorily in that position for a minimum of one (1) year prior to application. Proof of position responsibilities shall be submitted to the POST Council in the form of a job description or other documentation from the hiring authority. (4-2-03)

118. MASTER CERTIFICATE.

01. Requirements. The Master Certificate is for individuals below the rank of sergeant who have consciously decided to focus career efforts on line functions such as patrol, investigations, detention, or dispatch. A candidate for the Master Certificate shall: (4-2-03)

a. Possess the Advanced Certificate, Level III Detention Officer Certificate, or Level III Communications Specialist Certificate. (4-2-03)

b. Have satisfactorily completed one thousand five hundred (1,500) hours of POST-certified training. Academic college credits in law enforcement subjects may be converted to POST training hours at the rate of one (1) college credit equals twenty (20) POST training hours. (4-2-03)

c. Have completed a minimum of fifteen (15) years of full-time law enforcement service in assignments which did not include full-time supervisory, management, or executive positions. (4-2-03)

119. MANAGEMENT CERTIFICATE.

01. Requirements. For purposes herein, the term “middle-management position” means a position between a first-line supervision position and an executive position which is occupied by an individual who, in the upward chain of command, principally is responsible for the direct supervision of supervisory personnel of an agency and/or command duties and most commonly holds the rank of lieutenant or captain. A candidate for the Management Certificate shall: (4-2-03)

a. Possess peace officer certification, detention officer certification, or communications specialist certification from Idaho; certification from another state that has minimum peace officer standards; or a certificate of completion from a city, county, state, or federal law enforcement academy. The academy attended shall meet or exceed that state's minimum training standards. (4-2-03)

b. Attend an approved course of study in Idaho law and pass the POST Idaho law exam. Subsection 119.01.b. applies only to an officer who is uncertified in Idaho. (4-2-03)

c. Have satisfactorily completed one hundred (100) hours of POST-certified management-level training, of which fifty (50) hours shall have been completed within three (3) years prior to submitting an application for the Management Certificate. (4-2-03)

d. Be presently appointed to a middle-management, management, or executive position wherein the predominance of responsibilities are administrative or managerial in nature, and shall have served satisfactorily in that position for a period of six (6) months. Proof of position responsibilities shall be submitted to the POST Council in the form of a job description or other documentation from the hiring authority. (4-2-03)

02. City Police Chiefs. City police chiefs or administrators within state agencies having law enforcement powers, who, because of the number of full-time peace officers they supervise, have duties which are primarily administrative may satisfy the certification requirement of Section 19-5109(b), Idaho Code, by obtaining this certificate. All other city police chiefs or state agency administrators having law enforcement powers may be awarded this certificate upon meeting the requirements, but shall also complete the requirements necessary to obtain a Basic Certificate. (4-2-03)

120. EXECUTIVE CERTIFICATE.

01. Requirements. For purposes herein, the term “executive position” means the head of an agency and most commonly is the Chief of Police, Sheriff, Director, or Chief Executive Officer. A candidate for the Executive Certificate shall: (4-2-03)

a. Possess the Advanced Peace Officer Certificate or Management Certificates from Idaho or another state which has such certification meeting or exceeding Idaho standards. (4-2-03)

b. Have satisfactorily completed one hundred (100) hours of POST-certified executive-level training, of which fifty (50) hours shall have been completed within three (3) years prior to submitting an application for the Executive Certificate. (4-2-03)

c. Be presently appointed to an executive position, and shall have served satisfactorily in that position for a period of three (3) years. (4-2-03)

121. -- 129. (RESERVED).

130. LEVEL I RESERVE PEACE OFFICER CERTIFICATION.

Any peace officer as defined in Section 19-5101(d), Idaho Code, except any elected official, any deputy sheriff serving civil process, the superintendent of the Idaho State Police, or those peace officers whose primary duties involve motor vehicle parking and animal control pursuant to city or county ordinance, shall be certified by the Peace Officer Standards and Training Council within one (1) year after first being appointed unless granted additional time to complete certification by the POST Council as set forth in Subsection 030.16. (4-2-03)

131. GENERAL PROVISIONS.

01. Eligibility. To be eligible for the award of a Level I Reserve certificate or Level I Reserve Marine Deputy certificate, each applicant shall be a reserve peace officer appointed by a duly constituted Idaho law enforcement agency or a professional member of the POST Council staff. (4-2-03)

02. Minimum Standards. Each applicant shall meet the minimum standards for employment as provided in Sections 050 through 063, with the exception of fitness which shall be left to the discretion of the appointing agency. (4-2-03)

03. Applications. All applications for award of the Level I Reserve certificate or Level I Reserve Marine Deputy certificate shall be completed on the prescribed form "Application for Certification" as provided by the POST Council. (4-2-03)

04. Submission. The Application for Certification form shall be submitted by the applicant to his agency head who shall review it for accuracy prior to signing it and forwarding it to the Council. Certificates shall be issued to the agency head for award to the applicant. (4-2-03)

05. Supervision. All certified reserve peace officers shall be under supervision of a full-time peace officer. The term "supervision" is intended to limit the activities of a reserve peace officer. Each agency shall draft its individual agency policy in reference to the supervision of its certified reserve peace officers, and that policy shall be kept on file within each agency. (4-2-03)

06. Limitation. A reserve peace officer's certification shall be effective only during those periods when he is formally assigned by the appointing agency to perform the duties of a peace officer. (4-2-03)

07. Retaining Certification. A certified reserve peace officer shall work one hundred twenty (120) hours annually in a peace officer capacity to retain certification. Documentation of hours worked shall be kept on file at the appointing agency. Any reserve peace officer working less than one hundred twenty (120) hours annually shall complete all requirements as set forth in Sections 130 through 131 and either Sections 132 through 135 or 146 through 149 to be recertified. (4-2-03)

08. Full-Time Peace Officer Status. To be certified as a full-time peace officer, a reserve peace officer, upon appointment to full-time peace officer status, shall comply with the requirements in Sections 093 through 097. (4-2-03)

132. LEVEL I RESERVE CERTIFICATION.

In addition to the requirements set forth in Sections 130 and 131 of these rules, the following requirements in Sections 132 through 135 are necessary for award of the Level I Reserve certificate. (4-2-03)

133. MINIMUM TRAINING REQUIREMENTS.

01. Level I Reserve Core Curriculum. Any reserve officer desiring Level I Reserve certification shall successfully complete the POST Council-approved Level I Reserve core curriculum consisting of one hundred sixty (160) hours of training. Part of the one hundred sixty (160) hour core curriculum may be taught by uncertified instructors provided the high liability classes as identified by POST are taught by POST-certified instructors. (4-2-03)

02. Curriculum.

* -- Shall be taught by a Prosecutor.

** -- Shall be taught by a Judge.

*** -- Shall be taught by a POST-certified Instructor.

**** -- Shall be taught by a Judge and/or a Prosecutor.

Course		Hours
Law		
* 1.	Probable Cause and Laws of Arrest	4
* 2.	Constitutional Laws	1
* 3.	Search and Seizure Laws	6
* 4.	Warrantless Arrest	1
* 5.	Laws of Evidence	1
* 6.	Criminal Law Procedure	2
* 7.	Civil Law	2
* 8.	Motor Vehicle Law	4
* 9.	Liquor Law	1
		22
Professional Orientation		
1.	Ethics, Public Relations and the Role in the Community	2
2.	Officer-Violator Relations	2
		4
Police Procedures		
1.	Radio Procedures	2
2.	Jail Procedures, Booking, and Fingerprinting	2
3.	Report Writing and Notetaking	8
**** 4.	Courtroom Testimony	2
*** 5.	Searching Suspects and Handling Prisoners	3
6.	Building Search	5
*** 7.	Emergency Vehicle Operation	8
		30
Patrol Procedures		
1.	Introduction to Modern Law Enforcement	1
2.	Domestic Disputes	2
3.	Crimes Against Persons	2
4.	Crimes Against Property	2
*** 5.	High & Low Risk Stops	4
		11
Practical Problems		
1.	Mock Crime Scenes	2
*** 2.	High & Low Risk Traffic Stops	8

Course		Hours
		10
Investigations		
*** 1.	DUI Investigation	6
2.	Auto and R.V. Theft	1
3.	Intro to Accident Investigation Module I	8
4.	Preservation of Evidence	2
5.	Narcotics	4
6.	Juvenile Procedures	2
7.	Interview & Interrogation	1
8.	Death, Burglary, and Robbery Investigation	2
		26
Enforcement Skills		
*** 1.	Hazardous Materials	4
*** 2.	Weapon Retention	6
*** 3.	Arrest Techniques	8
		18
Firearms Proficiency		
*** 1.	Firearms Training, Classroom	6
*** 2.	Firearms Training, Range	18
*** 3.	Firearms Qualification	8
*** 4.	Use of Deadly Force, Legal Aspects	2
		34
Administrative Matters		
1.	Registration, Explanation of Schedule	1
2.	Written Exam, Course Evaluations	4
		5
Total Number of Training Hours		160
Optional Classes		
*** 1.	Side-Handle Baton Training & Certification	12
*** 2.	Intoxilyzer 5000 Training & Certification	8
3.	Boating Laws	1
4.	Boat Theft	1
5.	Crime Scene Sketching	1.5
6.	Use of Informants	2

Course	Hours
7. Crime Prevention	2
Total Number of Optional Training Hours	27.5

(4-2-03)

03. Documentation Of Completed Training. The Council shall accept written certification from the agency head as proof that a reserve officer has satisfactorily completed the required one hundred sixty (160) hour core curriculum. However, no officer shall be awarded training hours on his POST training record for any training completed which has not been certified by the Council as set out in Sections 281 through 287. (4-2-03)

134. LEVEL I RESERVE CERTIFICATION PACKET.

Prior to taking the Level I Reserve certification examination, each applicant shall submit a completed POST Level I Reserve Certification Packet to POST Council. (4-2-03)

135. LEVEL I RESERVE CERTIFICATION EXAMINATION.

Upon completion of the one hundred sixty (160) hour core curriculum, the reserve officer shall be allowed two (2) attempts to pass the POST Level I Reserve certification examination with a minimum score of seventy-five percent (75%). The attempts shall be no less than thirty (30) days apart and no more than six (6) months apart. If the officer fails both attempts or fails to retake the examination within six (6) months, he shall complete the entire POST Level I Reserve core curriculum again prior to retesting. (4-2-03)

136. CHALLENGING THE LEVEL I RESERVE CORE CURRICULUM.

01. Certified In Idaho. A reserve peace officer who has within the last three (3) years served as a full-time certified Idaho peace officer shall be eligible for Level I Reserve certification without attending the Level I Reserve core curriculum, submitting a completed Level I Reserve Certification Packet, or passing the Level I Reserve certification examination provided he submits a completed Application for Certification form. (4-2-03)

02. Certified In Another State, Commissioned By The Federal Government, Or A Graduate Of A Basic Police Academy. A reserve peace officer who has within the last three (3) years served as a full-time certified peace officer in another state or as a full-time commissioned peace officer of the federal government or a student who has satisfactorily completed a Basic Police Academy equivalent to the Idaho POST Basic Patrol Academy within the last three (3) years shall be eligible for Level I Reserve certification in the state of Idaho without attending the Level I Reserve core curriculum, provided he: (4-2-03)

a. Submits a completed POST Level I Reserve Certification Packet to POST Council, which shall include copies of POST certifications and training records from other states, transcripts, certificates, diplomas, or other documents that substantiate the officer's training and experience; (4-2-03)

b. Attends an approved course of study in Idaho law and passes the POST Idaho law exam; and (4-2-03)

c. Passes the POST Level I Reserve certification examination conducted in the manner set forth in Section 135. (4-2-03)

03. Out Over Three Years. A reserve peace officer who has been out of full-time law enforcement for over three (3) years shall complete all requirements as set forth in Sections 130 through 135 to be awarded a Level I Reserve certification. (4-2-03)

137. -- 145. (RESERVED).

146. LEVEL I RESERVE MARINE DEPUTY CERTIFICATION.

01. Authority. Reserve Marine Deputies may be appointed by the sheriff of a county for the purpose of

enforcing: (4-2-03)

- a. The provisions of Title 67, Chapter 70, Idaho Code; (4-2-03)
- b. The provisions of IDAPA 26, Title 01, Chapter 30, Administrative Rules of the Idaho Department of Parks and Recreation; (4-2-03)
- c. City and county ordinances pertaining to watercraft and waterways; and (4-2-03)
- d. Sections 18-705, 67-7505, and 67-7506, Idaho Code. (4-2-03)

02. Requirements. In addition to the requirements set forth in Sections 130 and 131 of these rules, the requirements in Sections 147 through 149 are necessary for award of the Level I Reserve Marine Deputy certificate. (4-2-03)

147. MINIMUM TRAINING REQUIREMENTS.

01. Level I Reserve Marine Deputy Core Curriculum. Any reserve marine deputy desiring Level I Reserve Marine Deputy certification shall successfully complete the POST Council-approved Level I Reserve Marine Deputy core curriculum consisting of one hundred sixty (160) hours of training. Part of the one hundred sixty (160) hour core curriculum may be taught by uncertified instructors provided the high liability classes as identified by POST are taught by POST-certified instructors. (4-2-03)

02. Curriculum.

* -- Shall be taught by a Prosecutor.

** -- Shall be taught by a Judge.

*** -- Shall be taught by a POST-certified Instructor.

	Course	Hours
	Basic Session	
*** 1.	Introduction to Marine Enforcement Patrol, Education, & Search and Rescue	2
*** 2.	Required Safety Equipment	6
*** 3.	Operational Laws	6
*** 4.	Boat & Trailer Operations	8
*** 5.	Accident Reporting, Inspections, Search & Rescue, Other	18
		40
	Advanced Session	
*** 1.	Marine DUI	16
*** 2.	Boat Theft, Trailer Theft, Marine Equipment	8
*** 3.	Marine Accident Investigation	8
*** 4.	Boat Operation, Inspection, & Scenarios	8
		40
	General Law	
* 1.	Search & Seizure Laws	10
* 2.	Laws of Arrest	6

	Course	Hours
* 3.	Rules of Evidence	4
		20
	Arrest Techniques & Officer Safety Skills	
*** 1.	Arrest Techniques & Handcuffing	12
*** 2.	Handgun Retention & Disarming	8
		20
	Firearms Proficiency	
*** 1.	Firearms Training, Classroom	4
*** 2.	Firearms Training, Range	12
*** 3.	Firearms Qualification	2
*** 4.	Use of Deadly Force, Legal Aspects	2
		20
	On-the-Job Training	
1.	On-the-Job Training	20
		20
	Total Number of Training Hours	160
	Optional Classes	
*** 1.	Reactive Impact Weapons Training & Certification	12
*** 2.	Intoxilyzer 5000 or Alco Sensor Training & Certification	8
*** 3.	Personal Watercraft Patrol & Rescue Techniques	24
4.	Radio Procedures	2
5.	Booking & Jail Procedures	4
*** 6.	Marine Officer Survival Tactics	24
7.	Verbal Judo	8
8.	Report Writing	4
*** 9.	Use of Aerosol Weapons (OC)	4
	Total Number of Optional Training Hours	90

(4-2-03)

03. Documentation Of Completed Training. The Council shall accept written certification from the agency head as proof that a reserve marine deputy has satisfactorily completed the required twenty (20) hours of Firearms Proficiency training and twenty (20) hours of On-the-Job training. However, no officer shall be awarded training hours on his POST training record for any training completed which has not been certified by the Council as set out in Sections 281 through 287.

(4-2-03)

148. LEVEL I RESERVE MARINE DEPUTY CERTIFICATION PACKET.

Prior to taking the Level I Reserve Marine Deputy certification examination, each applicant shall submit a completed POST Level I Reserve Marine Deputy Certification Packet to POST Council.

(4-2-03)

149. LEVEL I RESERVE MARINE DEPUTY CERTIFICATION EXAMINATION.

Upon completion of the one hundred sixty (160) hour core curriculum, the reserve marine deputy shall be allowed two (2) attempts to pass the POST Level I Reserve Marine Deputy certification examination with a minimum score of seventy-five percent (75%). The attempts shall be no less than thirty (30) days apart and no more than six (6) months apart. If the officer fails both attempts or fails to retake the examination within six (6) months, he shall complete the entire POST Level I Reserve Marine Deputy core curriculum again prior to retesting. (4-2-03)

150. CHALLENGING THE LEVEL I RESERVE MARINE DEPUTY CORE CURRICULUM.

01. Certified in Idaho. A reserve marine deputy who has within the last three (3) years served as a full-time certified Idaho peace officer shall be eligible for Level I Reserve Marine Deputy certification without attending the Level I Reserve Marine Deputy core curriculum or submitting a completed Level I Reserve Marine Deputy Certification Packet provided he passes the Level I Reserve Marine Deputy certification examination and submits a completed Application for Certification form. (4-2-03)

02. Certified In Another State, Commissioned By The Federal Government, Or A Graduate Of A Basic Police Academy. A reserve marine deputy who has within the last three (3) years served as a full-time certified peace officer in another state or as a full-time commissioned peace officer of the federal government or a student who has satisfactorily completed a Basic Police Academy equivalent to the Idaho POST Basic Patrol Academy within the last three (3) years shall be eligible for Level I Reserve Marine Deputy certification in the state of Idaho without attending the Level I Reserve Marine Deputy core curriculum, provided he: (4-2-03)

a. Submits a completed POST Level I Reserve Marine Deputy Certification Packet to POST Council, that shall include copies of POST certifications and training records from other states, transcripts, certificates, diplomas, or other documents that substantiate the officer's training and experience; (4-2-03)

b. Attends an approved course of study in Idaho law and passes the POST Idaho law exam; and (4-2-03)

c. Passes the POST Level I Reserve Marine Deputy certification examination conducted in the manner set forth in Section 149. (4-2-03)

03. Out Over Three Years. A reserve marine deputy who has been out of full-time law enforcement for over three (3) years shall complete all requirements as set forth in Sections 130 and 131 and 146 through 149 to be awarded a Level I Reserve Marine Deputy certification. (4-2-03)

151. -- 160. (RESERVED).

161. NON-CERTIFIED RESERVE OFFICERS.

162. GENERAL PROVISIONS.

01. Voluntary. The requirements in Sections 161 through 166 for Level II and Level III non-certified reserve officers are not statutorily mandated, but are voluntary. Additional instruction beyond the minimum requirements is encouraged. (4-2-03)

02. Appointment. Appointment of applicants shall be left to the discretion of the appointing agency. (4-2-03)

163. LEVEL II RESERVE OFFICER.

A Level II reserve officer shall work under the direction of a full-time certified peace officer. (4-2-03)

164. CERTIFICATE OF COMPLETION.

01. Eligibility. To be eligible for the award of a certificate of completion from the POST Council, each applicant shall be a professional member of the POST Council staff, or a reserve officer appointed by a duly

constituted Idaho law enforcement agency, and shall have completed the requirements in Sections 161 through 165.
(4-2-03)

02. Applications. All applications for the award of a certificate of completion shall be completed on the prescribed form "Application for Level II Reserve Officer Certificate of Completion" as provided by the POST Council.
(4-2-03)

03. Issuance. Certificates of completion shall be issued to the agency head for award to the applicant.
(4-2-03)

165. MINIMUM TRAINING REQUIREMENTS.

01. Training Courses.

	Course	Hours
1.	Public & Community Relations	2
2.	Report Writing, Notebook, & Notetaking	4
3.	Laws of Arrest/Search & Seizure	8
4.	Courtroom Demeanor	2
5.	Use of Deadly Force & Firearms	6
6.	Narcotics Identification	2
7.	Jail Procedures	1
Total Number of Training Hours		25

(4-2-03)

02. Firearms Qualification. Each reserve officer shall qualify with his firearm on the POST Short Course.
(4-2-03)

166. LEVEL III RESERVE OFFICER.

A Level III reserve officer shall be limited to working temporary extraordinary situations that do not require general law enforcement powers such as jeep posse, mounted posse, parades, etc.
(4-2-03)

167. -- 170. (RESERVED).

171. LAPSE OF DETENTION OFFICER CERTIFICATION.

The certification of any county detention officer shall be considered lapsed if the officer does not serve as a county detention officer in Idaho for three (3) consecutive years. Provided, however, that those persons once POST certified as county detention officers who remain in active law enforcement in Idaho shall retain their POST certification for purposes of compliance with this rule. The person shall work at least one hundred twenty (120) hours active law enforcement per year. This shall include administrative, patrol, or civil division duty assignments in law enforcement agencies as defined in Section 19-5101(d), Idaho Code. Provided further that those persons once POST certified as county detention officers in Idaho who remain in full-time, active law enforcement outside the state of Idaho, without a break in full-time law enforcement, and who attend an approved course of study in Idaho detention legal issues and pass the POST Idaho detention legal issues exam may petition the Executive Director for recertification. The Executive Director shall have the discretion to grant or deny the petition or may refer the petition to the Council.
(4-2-03)

01. Three To Five Years. A county detention officer who has been out of full-time law enforcement status from three (3) to five (5) years and who wants to be recertified shall meet the following POST requirements:
(4-2-03)

- a. Submit a POST Certification Detention Challenge Packet; (4-2-03)
- b. Attend an approved course of study in Idaho detention legal issues and pass the POST Idaho detention legal issues exam; (4-2-03)
- c. Pass the following tests administered by a POST Training Specialist: (4-2-03)
 - i. The POST detention certification examination approved by the Council, conducted in the manner set forth in Subsection 176.02.b.; (4-2-03)
 - ii. The POST Firearms Qualification Course; (4-2-03)
 - iii. The POST Physical Fitness Test Battery; and (4-2-03)
- d. Satisfy the probationary period requirement of Section 062. (7-1-99)

02. Over Five Years. A county detention officer who has been out of full-time law enforcement status for over five (5) years shall attend the POST Basic Detention Academy to be recertified. The Council may waive this requirement on a showing of good cause by the officer supported by clear and convincing evidence that during a substantial part of the time out of full-time law enforcement, the officer was engaged in an occupation requiring law enforcement training, skill, and experience. This evidence shall be submitted with a POST Certification Detention Challenge Packet. Upon receiving a waiver, the officer shall meet the following POST requirements: (4-2-03)

- a. Attend an approved course of study in Idaho detention legal issues and pass the POST Idaho detention legal issues exam; (4-2-03)
- b. Attend and pass Idaho POST-certified courses in Arrest Techniques, Handgun Retention, and Practical Problems; (4-2-03)
- c. Pass the following tests administered by a POST Training Specialist: (4-2-03)
 - i. The POST detention certification examination approved by the Council, conducted in the manner set forth in Subsection 176.02.b.; (4-2-03)
 - ii. The POST Firearms Qualification Course; and (4-2-03)
 - iii. The POST Physical Fitness Test Battery. (4-2-03)
- d. Satisfy the probationary period requirement of Section 062. (7-1-99)

03. Over Eight Years. A county detention officer who has been out of full-time law enforcement status for over eight (8) years shall attend the POST Basic Detention Academy to be recertified. No waiver of this requirement shall be granted by the Council. (4-2-03)

172. DETENTION OFFICER CERTIFICATION.

Any county detention officer as defined in Section 19-5101(b), Idaho Code, shall be certified by the Peace Officer Standards and Training Council within one (1) year after first being appointed unless granted additional time to complete certification by the POST Council as set forth in Subsection 030.16. (4-2-03)

173. GENERAL PROVISIONS.

01. Purpose. Level I, Level II, and Level III Certificates are established for the purpose of fostering professionalism, education, and experience necessary to perform adequately the duties of a detention officer. (4-2-03)

02. Eligibility. To be eligible for the award of a Level I, Level II, or Level III certificate, each applicant shall be a full-time county detention officer appointed by a duly constituted Idaho law enforcement agency, a full-

time peace officer who has graduated from the Patrol-to-Detention Transition Academy and is currently appointed by a duly constituted Idaho law enforcement agency, or a professional member of the POST Council staff. (4-2-03)

03. Applications. All applications for award of the Level I, Level II, or Level III Certificates shall be completed by the applicant on the prescribed form "Application for Certification" as provided by the POST Council. (4-2-03)

04. Submission. The Application for Certification form shall be submitted by the applicant to his agency head who shall review it for accuracy prior to signing it and forwarding it to the Council. Certificates shall be issued to the agency head for award to the applicant. (4-2-03)

05. Minimum Standards. Each applicant shall meet the minimum standards for employment and basic training as provided in Sections 050 through 063, 070 through 074, 077, and 078. (4-2-03)

06. Conversion. Any county detention officer who currently possesses a Level I, Level II, or Level III detention officer classification shall convert from classified to certified status. (4-2-03)

174. LAW ENFORCEMENT EXPERIENCE.

Law enforcement experience, as used herein, means actual time served as a peace officer, county detention officer, or communications specialist with a duly constituted law enforcement agency. The acceptability of time served as a peace officer, county detention officer, or communications specialist in a jurisdiction other than the state of Idaho, or in a jurisdiction which does not comply with the minimum standards for employment as set forth in Sections 050 through 063, shall be subject to the determination of the Council. (4-2-03)

175. COLLEGE CREDITS.

01. College Hour. One (1) college or university semester hour or unit shall equal one (1) college credit. (7-1-99)

02. College Quarter Hour. One (1) college or university quarter hour or unit shall equal two-thirds (2/3) of one (1) college credit. (7-1-99)

03. Conversion To POST Training Hours. College credits may be converted to POST training hours at the rate of one (1) college credit equals twenty (20) POST training hours. (4-2-03)

04. Credits For POST-Approved Training. When college credit is awarded or purchased for POST-approved training, it may be counted for either POST training hours or college credit, whichever is to the advantage of the applicant, subject to the limitation set forth in Subsection 175.05. (4-2-03)

05. Limitation On Credits For POST-Approved Training. Of the required amount of college credits needed for higher levels of certification, no more than one-half (1/2) shall be from credits awarded or purchased from any college or university for attending POST-approved training. (4-2-03)

176. THE LEVEL I CERTIFICATE.

In addition to the requirements set forth in Section 173 of these rules, the requirements in Section 176 are necessary for award of the Level I Certificate. (4-2-03)

01. Probation. The applicant shall have satisfactorily completed at least a six (6) month probationary period, which may include basic detention academy time. The probationary period may be extended by the appointing agency which could delay certification until the probationary period is satisfactorily completed. This six (6) months' time shall be continuous with the agency the officer is appointed to when applying for certification. The probationary period shall not extend over one (1) year for certification purposes. (4-2-03)

02. Basic Training. The applicant shall have satisfactorily completed: (4-2-03)

a. The POST Basic Detention Academy as required by the Council in Section 071; (4-2-03)

b. The POST Patrol-to-Detention Transition Academy; or (4-2-03)

c. Be a graduate of a law enforcement vo-tech program, the curriculum of which has been certified by the Council as being equivalent to the POST Basic Detention Academy, and shall have passed the POST detention certification examination approved by the Council. The applicant shall be allowed two (2) attempts to pass the examination. The attempts shall be no less than thirty (30) days apart and no more than six (6) months apart. If an officer fails both attempts or fails to retake the examination within six (6) months, he shall successfully complete the POST Basic Detention Academy to be certified. (4-2-03)

03. Jail Training. The applicant shall have satisfactorily completed forty (40) hours of POST-approved jail training. (4-2-03)

04. Vo-Tech Program Graduates. Graduates from Idaho POST-certified law enforcement vo-tech programs shall also comply with the requirements of Subsection 073.02. (4-2-03)

177. CHALLENGING THE BASIC DETENTION ACADEMY.

Any county detention officer presently appointed by a duly constituted Idaho law enforcement agency who, within the last five (5) years, has been certified or commissioned by another state or the federal government as a detention officer or a student who has satisfactorily completed a Basic Detention Academy equivalent to the Idaho POST Basic Detention Academy within the last three (3) years shall be eligible for certification in the state of Idaho without attending the Basic Detention Academy, provided the officer: (4-2-03)

01. Submission Of Challenge Packet. Submits a POST Certification Detention Challenge Packet to POST Council, which shall include copies of POST training records from other states to substantiate the officer's training; and transcripts, certificates, diplomas, or other documents that substantiate the officer's education and experience; (4-2-03)

02. Attends And Passes Legal Course. Attends an approved course of study in Idaho detention legal issues and passes the POST Idaho detention legal issues exam; (4-2-03)

03. Attends And Passes POST-Certified Courses. Attends and passes Idaho POST-certified courses in Arrest Techniques, Handgun Retention, and Practical Problems; (4-2-03)

04. Passes Required Tests. Passes the following tests administered by a POST Training Specialist: (4-2-03)

a. The POST detention certification examination approved by the Council, conducted in the manner set forth in Subsection 176.02.b.; (4-2-03)

b. The POST Firearms Qualification Course; and (4-2-03)

c. The POST Physical Fitness Test Battery. (4-2-03)

05. Completes Probationary Period. Completes his probationary period as required by Subsection 176.01. (4-2-03)

178. -- 185. (RESERVED).

186. HIGHER CERTIFICATION.

01. General Provisions. (7-1-93)

a. In addition to the requirements set forth above for the Level I Certificate, each applicant for the award of a Level II or Level III Certificate shall have completed the designated education and training, combined with the prescribed law enforcement experience. (4-2-03)

b. Education shall be supported by copies of transcripts, certificates, diplomas, or degrees attached to

the application. (4-2-03)

c. Training not listed on the applicant's Idaho POST training record shall be supported by copies of certificates, course outlines, or other verifying documents attached to the application. (4-2-03)

d. The officer shall have completed the probationary period required by their agency when making application for Level II and Level III Certifications. (4-2-03)

187. LEVEL II CERTIFICATE.

01. Requirements. In addition to the requirements set forth in Section 173 of these rules, the following are required for the award of a Level II Certificate: (4-2-03)

a. The applicant shall possess, or be eligible to possess, a Level I Certificate. (7-1-99)

b. The applicant shall have acquired the following combination of college credits and/or POST training hours, combined with the prescribed years of law enforcement experience, or the college degree designated from an accredited college or university, combined with the prescribed years of law enforcement experience, and have graduated from the POST Basic Detention Academy:

POST Training Hours Including POST Basic Detention Academy	600 hours	800 hours	1,200 hours	1,600 hours	1,800 hours	POST Basic Detention Academy	
One College Credit Equals Twenty (20) POST Training Hours	The above may be a combination of College Credits and POST Training Hours					Academic Associate Degree	Academic Baccalaureate Degree
Years of Law Enforcement Experience	8	7	6	5	4	4	2

(4-2-03)

188. LEVEL III CERTIFICATE.

01. Requirements. In addition to the requirements set forth in Section 173 of these rules, the following are required for the award of a Level III Certificate: (4-2-03)

a. The applicant shall possess, or be eligible to possess, a Level II Certificate. (7-1-99)

b. The applicant shall have acquired the following combination of college credits and POST training hours, combined with the prescribed years of law enforcement experience, or the college degree designated from an accredited college or university, combined with the prescribed years of law enforcement experience, and have graduated from the POST Basic Detention Academy. Graduation from the ten (10) week Drug Enforcement Administration School in Washington, D.C., the ten (10) week Northwestern University Traffic Institute School of Police Staff and Command, or the eleven (11) week FBI National Academy shall be accepted in lieu of the fifteen (15) college credits required for the Level III Certificate with thirteen (13) years experience.

POST Training Hours Including POST Basic Detention Academy	500 hours	600 hours	700 hours	800 hours	900 hours	1,200 hours	POST Basic Detention Academy
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College Credits	15	20	30	40	45	60	Academic Associate Degree	Academic Baccalaureate Degree	Masters Degree or PhD
Years of Law Enforcement Experience	13	12	11	10	9	8	8	6	4

(4-2-03)

189. -- 195. (RESERVED).**196. COMMUNICATIONS SPECIALIST CERTIFICATION.****197. GENERAL PROVISIONS.**

01. Certificates And Awards. Certificates and awards may be presented by the Council for the purpose of recognizing or raising the level of competence of law enforcement and to foster cooperation among the Council, agencies, groups, organizations, jurisdictions, and individuals. Communications Specialist Certification is not statutorily mandated, but is voluntary. (4-2-03)

02. Property. Certificates and awards remain the property of the Council and are only valid as long as the communications specialist is appointed as an Idaho communications specialist by a duly constituted Idaho law enforcement agency. (4-2-03)

03. Eligibility. To be eligible for the award of a Level I, Level II, Level III, or Advanced certificate, each applicant shall be a full-time communications specialist appointed by a duly constituted Idaho law enforcement agency. (4-2-03)

04. Applications. All applications for award of the Level I, Level II, Level III, or Advanced Certificates shall be completed by the applicant on the prescribed form "Application for Certification" as provided by the POST Council. (4-2-03)

05. Submission. The Application for Certification form shall be submitted by the applicant to his agency head who shall review it for accuracy prior to signing it and forwarding it to the Council. Certificates shall be issued to the agency head for award to the applicant. (4-2-03)

06. Training. Training not listed on the applicant's Idaho POST training record shall be supported by copies of certificates, course outlines, or other verifying documents attached to the application. (4-2-03)

07. Minimum Standards. Each applicant shall meet the minimum standards for employment as provided in Sections 050 through 056. (4-2-03)

198. COMMUNICATIONS SPECIALIST EXPERIENCE.

Communications specialist experience, as used herein, means actual time served as a full-time communications specialist with a duly constituted law enforcement agency. The acceptability of time served as a communications specialist in a jurisdiction other than the state of Idaho, or in a jurisdiction which does not comply with the minimum standards for employment as set forth in Sections 050 through 056, shall be subject to the determination of the Council. (4-2-03)

199. LEVEL I CERTIFICATE.

01. Requirements. In addition to the requirements set forth in Section 197 of these rules, the requirements in Section 199 are necessary for award of the Level I certificate. (4-2-03)

a. The applicant shall have satisfactorily completed a minimum of eighty (80) hours of POST-certified communications-related training, which shall include the ILETS Classification Level I certificate. (4-2-03)

- b. The applicant shall have at least one (1) year of communications specialist experience. (4-2-03)

200. LEVEL II CERTIFICATE.

01. Requirements. In addition to the requirements set forth in Section 197 of these rules, the requirements in Section 200 are necessary for award of the Level II certificate. (4-2-03)

- a. The applicant shall possess, or be eligible to possess, a Level I certificate. (4-2-03)
- b. The applicant shall have satisfactorily completed a minimum of one hundred twenty (120) hours of POST-certified training. (4-2-03)
- c. The applicant shall have at least three (3) years of communications specialist experience. (4-2-03)

201. LEVEL III CERTIFICATE.

01. Requirements. In addition to the requirements set forth in Section 197 of these rules, the requirements in this Section are necessary for award of the Level III certificate. (4-2-03)

- a. The applicant shall possess, or be eligible to possess, a Level II certificate. (4-2-03)
- b. The applicant shall have satisfactorily completed a minimum of two hundred (200) hours of POST-certified training. (4-2-03)
- c. The applicant shall have at least six (6) years of communications specialist experience. (4-2-03)

202. ADVANCED CERTIFICATE.

01. Requirements. The Advanced Certificate is for individuals who have consciously decided to focus career efforts on public safety communications. A candidate for the Advanced Certificate shall: (4-2-03)

- a. Possess the Level III Communications Specialist Certificate. (4-2-03)
- b. Have satisfactorily completed five hundred (500) hours of POST-certified communications-related training. (4-2-03)
- c. Have satisfactorily completed both the POST Basic and Advanced Dispatch Academies. (4-2-03)
- d. Have a minimum of ten (10) years of communications specialist experience. (4-2-03)

203. -- 210. (RESERVED).

211. CANINE TEAM CERTIFICATION.

These rules are intended to set minimum standards of performance for the certification of Idaho police canine teams. Nothing in these rules is intended to limit the use of canine teams employed by other states or federal agencies for law enforcement purposes, or the use of volunteer canine teams in which the handler is not an Idaho peace or detention officer. (4-2-03)

212. DEFINITIONS.

01. Canine Team. A specific person and a specific canine controlled by that person in the capacity of handler, formally assigned by the appointing agency to work together in the performance of law enforcement duties. (3-15-02)

02. Evaluator. An Idaho POST-certified peace or detention officer or a corrections officer with three (3) years of canine handler experience and three hundred ninety (390) hours of accredited canine training who has

been recommended to the Council by the Idaho Police Canine Association and subsequently approved as an Idaho POST-certified instructor of canine subjects for the purpose of testing and certifying canine teams. (3-30-01)

- 03. Pace.** A distance measuring two (2) feet. (3-30-01)

213. GENERAL PROVISIONS.

- 01. Mandatory Certification.** A canine team shall be certified in order to perform their duties. (4-2-03)

02. Eligibility. The canine handler shall be an Idaho POST-certified peace or detention officer to be eligible for certification under these rules. (4-2-03)

03. Evaluation. In evaluating the proficiency of the canine teams, the evaluators shall use the standards promulgated by the Idaho Police Canine Association and approved by the POST Council for that particular skill category. Performance shall be rated on a pass/fail basis. The evaluator shall have the discretion to discontinue the testing if excessive time has been spent without results. A POST Training Specialist, or his designee, shall be present for all canine certification testing. (4-2-03)

04. Areas Of Certification. The Council shall certify a canine team which successfully demonstrates the handler's ability to control the canine, under the scrutiny of a canine evaluator, in addition to proficiency in one (1) or more of the following areas: (4-2-03)

- a.** Patrol; (3-30-01)
- b.** Tracking; (3-30-01)
- c.** Evidence search; (3-30-01)
- d.** Controlled substance detection; or (3-30-01)
- e.** Explosive substance detection. (3-30-01)

05. Expiration Of Certification. Each certification issued pursuant to these rules shall remain valid for fifteen (15) months. A canine team shall be evaluated prior to their certification expiration date to maintain their certification. If the canine team fails any portion of an evaluation, they shall be re-evaluated for the failed area. A canine team certification shall lapse if the specific handler and canine, as originally paired at the time of certification, cease to perform canine team functions together. (4-2-03)

06. Appeal. Any handler who believes there have been improper procedures applied in implementing the standards may file an appeal with the Idaho Peace Officer Standards and Training Academy in writing. This appeal shall be filed within thirty (30) days of the testing date. (4-2-03)

214. -- 218. (RESERVED).

219. PATROL DOGS.

220. CERTIFICATION TEST.

- 01. Required Skills.** The skills required for certification of a patrol dog team are: (4-2-03)
- a.** Suspect search; (3-30-01)
 - b.** Apprehension; (3-30-01)
 - c.** Handler protection; and (3-30-01)

- d. Obedience-agility. (3-30-01)

02. Conclusion Of Evaluation. The patrol dog evaluation shall be concluded within twenty-four (24) hours. This is to establish that the dog's mental and physical endurance is sufficient to withstand the rigors of active service. (4-2-03)

221. PERFORMANCE OBJECTIVES.

222. SUSPECT SEARCH.

Under direction and reasonable control, the canine shall demonstrate the ability to detect and alert the handler to a hidden person in a structure or building and locate a person in an outdoor open area. The handler shall inform the evaluator of the manner in which the canine alerts prior to the exercise beginning. In a structure or building of at least one thousand five hundred (1,500) square feet with multiple rooms and hiding places, the dog shall demonstrate the ability to locate a hidden person and alert the handler. In an outdoor area at least one (1) acre in size with multiple hiding locations, the dog shall demonstrate the ability to locate a hidden person and alert the handler. (4-2-03)

223. APPREHENSION.

01. Without Contact. While off leash and under direction of the handler, the dog shall demonstrate the ability to pursue a person acting as a suspect without any physical contact. The police service dog team shall begin the exercise off leash from a predesignated starting point. While the handler controls the dog, the evaluator shall signal the "suspect" to visually present himself at a reasonable distance of at least thirty (30) yards from the canine team. The handler shall verbally challenge the "suspect" to stop. The "suspect" shall ignore the order and continue to flee. The handler shall then release the dog in pursuit of the "suspect" and tactically follow the dog, keeping the dog and "suspect" in full view. The "suspect" shall stop fleeing and stand still. As predetermined by the handler, the dog shall either return to the handler or stay and guard the "suspect". During this exercise, the dog shall not make physical contact with the "suspect". (4-2-03)

02. With Contact. While under control of the handler and with the dog off-leash, the dog shall demonstrate the ability to pursue and apprehend a "suspect" with physical contact. The police service dog team shall begin the exercise off leash from a predesignated starting point. While the handler controls the dog, the evaluator shall signal the "suspect" to visually present himself at a reasonable distance of at least thirty (30) yards from the canine team. The handler shall verbally challenge the "suspect" to stop. The "suspect" shall ignore the order and continue to flee. The handler shall then release the dog in pursuit of the "suspect" and tactically follow the dog, keeping the dog and "suspect" in full view. The "suspect" shall continue to flee. The handler shall send the dog to physically apprehend the "suspect" and the dog shall hold the "suspect" until called off (verbal only) by the handler. (4-2-03)

224. HANDLER PROTECTION.

The dog shall demonstrate the ability to defend the handler without command during a physical attack on the handler by a "suspect". On verbal command from the handler, the dog shall cease physical apprehension of the assailant. Upon the dog releasing the "suspect," the dog shall assume a guard position while the handler takes control and conducts a "pat down" of the "suspect". (4-2-03)

225. OBEDIENCE-AGILITY.

The handler shall demonstrate the ability to control the canine during an obedience performance test. Testing shall be conducted using reasonable distractions that may be encountered during the performance of law enforcement duties. (4-2-03)

01. Heeling. The canine team shall demonstrate the ability to perform basic routine left, right, and about turns, both slow and quick pace, on and off leash. Testing shall consist of two (2) right turns, two (2) left turns, two (2) about turns, and two (2) stop/sits, both on and off leash. (4-2-03)

02. Down In Motion. With the team moving forward, the handler shall "down" the dog on the evaluator's command and continue to move forward until the handler reaches a designated point (at least thirty (30) paces away). At the evaluator's command, the handler shall recall the dog to the "heel" position by means of voice and/or hand commands. (3-30-01)

03. Down From A Distance. With the dog in a stand or a sit-stay position, the handler shall face the dog from a location at least thirty (30) paces away, wait for the evaluator's signal, then "down" the dog by the means of voice and/or hand signals. After the dog has remained down for five (5) minutes, the handler shall return to the dog and release him from the down. (3-30-01)

04. Obstacle (At Least Thirty-Six Inches High). From the heel position, and at least two (2) paces in front, the handler shall command the dog to jump the obstacle and to stay in a sit, stand, or down position on the other side of the obstacle. The handler shall inform the evaluator prior to the jump what position the dog will assume. The handler shall then proceed to the dog and command the dog to heel to complete the exercise. (3-30-01)

05. Gunfire Sureness Test (off-lead). The handler shall heel his canine onto the test field. After approximately twenty (20) paces, the handler shall stop, place his dog in a down or sit, draw a pistol and fire two (2) shots (blanks only). The canine may show interest, but no uncontrollable aggression toward the handler or persons in the area. (3-30-01)

226. -- 230. (RESERVED).

231. TRACKING DOGS.

The dog shall demonstrate the ability to follow the steps of a person along a track that is four hundred (400) to six hundred (600) paces in length, having two (2) ninety (90) degree turns and aged a minimum of thirty (30) minutes. A cross-track shall be placed at some point along the third leg as a diversion. The dog shall not be diverted from the original track. (4-2-03)

232. EVIDENCE SEARCH DOGS.

The dog shall demonstrate the ability to locate two (2) well-scented, small items that the evaluator has hidden within an eight hundred (800) square yard area. The dog shall be out of sight when the items are placed. The handler shall direct the dog to search systematically. The dog shall demonstrate the ability to indicate the location of these items as it encounters them. (4-2-03)

233. -- 235. (RESERVED).

236. DETECTION DOGS.

237. CERTIFICATION TEST.

01. Required Skills. Detection dog teams shall demonstrate the ability to detect substances in buildings (residential and commercial), vehicles (private and commercial), luggage and packages, and exterior open areas. During testing, substances shall be hidden by the evaluator, outside the knowledge of the handler. The canine shall start the search at a point determined by the handler. (4-2-03)

a. Buildings. The building search shall consist of an area designated by the evaluator that may vary in size, location, or environment, but shall consist of at least three (3) rooms. Substances shall be hidden high and low. (3-30-01)

b. Vehicles. The vehicle search shall consist of at least three (3) vehicles which may vary in size, location, or environment. The search shall include the interior and exterior of the vehicles. Substances may be hidden inside or on the outside of the vehicle. (3-30-01)

c. Luggage and packages. This search shall consist of at least six (6) pieces of luggage and/or packages of different sizes and/or shapes. These pieces may vary in location or environment. (3-30-01)

d. Exterior open areas. The exterior search shall consist of an area in open air that may vary in size, location, or environment, and may include buried substance. (3-30-01)

02. Control. Each handler shall demonstrate the ability to control their canine. This shall include "sit," "stay," "heel," and "come" commands. (4-2-03)

238. TEST CRITERIA.

The handler shall be evaluated in the following areas: (4-2-03)

- 01. Control.** Control of the dog. (4-2-03)
- 02. Recognition.** Recognition of the behavioral changes in the dog. (4-2-03)
- 03. Search Patterns.** Search patterns, to include: (4-2-03)
 - a.** Presentation of the areas to be searched. (3-20-97)
 - b.** Manipulation of the environments. (3-20-97)
 - c.** Body language which includes negative behavior in the dog (false response, failure to work to the course, etc.) and timeliness of positive and/or negative reinforcement. (3-20-97)

239. SUBSTANCES.

- 01. Types And Amounts.** The types and amounts of substance in each search shall be at the discretion of the evaluator. Substances shall be set in place at least thirty (30) minutes prior to each test. (4-2-03)
- 02. Human Scent.** Articles containing human scent may be placed in each test area. (4-2-03)
- 03. Dangerous Substance.** The handler shall be notified if a dangerous substance being detected by the dog can be accessed by the dog. (4-2-03)
- 04. Not Readily Accessible.** No explosive or controlled substance other than marijuana shall be hidden in a location readily accessible to the canine. (4-2-03)

240. CONTROLLED SUBSTANCES.

- 01. Controlled Substances.** Controlled substances shall consist of, but not be limited to, four (4) main areas: (4-2-03)
 - a.** Marijuana and hashish (two (2) grams or greater). (3-20-97)
 - b.** Cocaine (hydrochloride) (two (2) grams or greater). (3-20-97)
 - c.** Heroin and opiate derivatives (two (2) grams or greater). (3-20-97)
 - d.** Methamphetamine (two (2) grams or greater). (3-30-01)
- 02. Narcotic Detection Dog.** It is not required that a narcotic detection dog be trained in all four (4) common fields of controlled substances. However, if the dog is not trained in all four (4) substances, it shall be noted on the evaluation form and in the dog's training records what substances the dog is proficient in detecting. (4-2-03)

241. EXPLOSIVE SUBSTANCES.

- 01. Explosive Substances.** Explosive substances shall consist of, but not be limited to, twelve (12) areas: (4-2-03)
 - a.** C-4 explosive (two (2) grams or greater). (3-30-01)
 - b.** Pyrodex (two (2) grams or greater). (3-30-01)

- c. Ammonium nitrate (two (2) grams or greater). (3-30-01)
- d. Detonating cord (two (2) grams or greater). (3-30-01)
- e. Time fuse (two (2) grams or greater). (3-30-01)
- f. Nitro methane (two (2) grams or greater). (3-30-01)
- g. TNT pentex (two (2) grams or greater). (3-30-01)
- h. Nitro glycerin dynamite (two (2) grams or greater). (3-30-01)
- i. Non nitro glycerin dynamite (two (2) grams or greater). (3-30-01)
- j. Sodium chlorate (two (2) grams or greater). (3-30-01)
- k. Potassium chlorate (two (2) grams or greater). (3-30-01)
- l. Gun powder (two (2) grams or greater). (3-30-01)

02. Explosives Detection Dog. It is not required that an explosives detection dog be trained in all twelve (12) common fields of explosive substances. However, if the dog is not trained in all twelve (12) substances, it shall be noted on the evaluation form and in the dog's training records what substances the dog is proficient in detecting. (4-2-03)

242. TESTING PROCEDURE.

01. Start Of Testing. Prior to the start of the testing, the handler shall give the evaluator the following information: (4-2-03)

- a. The type of alert (passive or aggressive). (3-20-97)
- b. The type of reward (ball, food, towel, praise, etc.). (3-20-97)
- c. The type of substance(s) the dog is trained to detect (dogs shall be evaluated only on the substances with which they have been trained). (3-30-01)
- d. Whether the dog is cross-trained (patrol/drugs/bombs/etc.) (3-20-97)

02. Start And Finish. The evaluator shall signal the start and finish of each test and shall allow reasonable time for the team to cover the area and indicate the location of the substance. The evaluator shall have the discretion to discontinue the search if excessive time has been spent on the search without results. Prior to terminating the search the evaluator may give the team the opportunity to note any changes in behavior and research that specific area. (4-2-03)

03. Positive Alert. The handler shall verbally indicate to the evaluator that he has a positive alert from his dog and believes that the substance has been found. The handler shall indicate the location of the substance to the evaluator. (4-2-03)

243. -- 249. (RESERVED).

250. INSTRUCTOR CERTIFICATION.

251. GENERAL PROVISIONS.

01. Purpose. Instructor Certificates are established for the purpose of recognizing competence as an instructor of law enforcement subjects and/or general subjects pertinent to law enforcement personnel. (4-2-03)

02. Certification. The Council shall certify instructors who meet the requirements set forth in Sections 250 through 256 and are deemed qualified to teach one (1) or more of the prescribed training courses. (4-2-03)

03. Applications. All applications for award of Instructor Certificates shall be completed by the applicant on the prescribed "Certified Instructor Packet" as provided by the POST Council. (4-2-03)

04. Submission. The Certified Instructor Packet shall be submitted by the applicant to his agency head who shall review it prior to signing it and forwarding it to the POST Regional Training Specialist. Certificates shall be issued to the agency head for award to the applicant. (4-2-03)

05. POST Training Credit. No POST training credit shall be given for attendance at a school taught by one (1) or more instructors who are not POST-certified instructors. However, POST training credit may be given for attendance at a school taught by an instructor seeking instructor certification in the respective subject pursuant to Sections 250 through 256. (4-2-03)

06. POST-Certified School. A school taught by one (1) or more POST-certified instructors in their respective subjects shall be considered a POST-certified school. (4-2-03)

07. Quality. Instructors certification cannot insure good instruction. Therefore, it shall be the continuing responsibility of school directors or coordinators to see that instructors are assigned only subjects which they are qualified to teach and are supervised on a regular basis to insure that instructional excellence is maintained. (4-2-03)

08. Revocation. Instructor certification may be revoked by the Council whenever an instructor is deemed to be unqualified to continue teaching. Review of instructor certification may be initiated upon the request of an agency head, school director or coordinator, or other reliable source. Such review may also be initiated by the Council in the absence of external requests or complaints. (4-2-03)

09. Exceptions. (4-2-03)

a. Judges, attorneys, educators, doctors, federal officials, state officials, and other non-police personnel should be utilized when their talents are needed. The requirements set forth in Sections 250 through 256 may be waived by the Council and the Council may certify such instructors or the course they teach upon recommendation of the school director or coordinator. (4-2-03)

b. Instructor applicants who do not meet the requirements of Sections 250 through 256, but who have taught at a training course pursuant to these rules may be eligible for instructor certification upon recommendation of the school director or coordinator. (4-2-03)

252. REQUIREMENTS FOR INSTRUCTORS OF LAW ENFORCEMENT SUBJECTS.

The requirements in Sections 250 through 252 are necessary for award of the instructor certificate for law enforcement subjects: (4-2-03)

01. Law Enforcement Experience. The applicant shall have a minimum of three (3) years of law enforcement experience. (4-2-03)

02. Education. The applicant shall be a high school graduate or the equivalent as recognized by the Council. (4-2-03)

03. Instructor Development Course. The applicant shall have satisfactorily completed an Instructor Development Course approved by the Council. The Council may waive this requirement in exceptional cases reflecting outstanding education, experience, or achievement; or under unusual circumstances upon written application by a school director or coordinator. (4-2-03)

04. Subsequent Applications. A current POST-certified instructor making application for instructor certification in an additional subject and who has already satisfactorily completed an Instructor Development Course

approved by the Council shall not have to complete the course again. (4-2-03)

253. REQUIREMENTS FOR INSTRUCTORS OF GENERAL SUBJECTS PERTINENT TO LAW ENFORCEMENT PERSONNEL.

The requirements in Sections 250, 251, and 253 are necessary for award of the instructor certificate for general subjects pertinent to law enforcement personnel such as criminal law, human relations, and management topics:

(4-2-03)

01. Experience. The applicant shall have a minimum of three (3) years of experience in the subject area to be instructed. (4-2-03)

02. Education. The applicant shall have a baccalaureate or higher degree in a related field. (4-2-03)

03. Recommendation. The applicant shall be recommended by a school director or coordinator. (4-2-03)

254. PROCEDURES.

01. Application. After meeting the requirements set out in Sections 250 and 251, and either 252 or 253, the applicant shall submit to his POST Regional Training Specialist a completed Certified Instructor Packet, which shall include: (4-2-03)

a. Three (3) letters of recommendation; (4-2-03)

b. A resume of schools attended in preparation for instructing the selected subject; (4-2-03)

c. A lesson plan, including visual aids, equipment needed, handouts, performance objectives, and test questions with answers. (4-2-03)

02. Evaluation. (4-2-03)

a. Within two (2) weeks after submitting the packet, the applicant shall contact his POST Regional Training Specialist to set up a time for the Training Specialist to monitor a class the applicant is instructing. In addition to evaluating the quality of instruction provided by the applicant, the Training Specialist shall take into consideration background, education, achievement, teaching experience, and qualifications, as well as such variables as need, region, and recommendations. (4-2-03)

b. A current POST-certified instructor making application for instructor certification in an additional subject and who has previously had a class monitored by a POST Training Specialist shall not be required to have a class in the additional subject monitored. (4-2-03)

03. Recommendation. After ensuring all requirements are met and the Certified Instructor Packet is complete, the POST Regional Training Specialist shall attach his recommendation to the packet and forward it to the POST Executive Director. The POST Executive Director shall review the packet, and upon approval, put the applicant's request for instructor certification on the agenda for the next POST Council meeting. (4-2-03)

04. POST Council. The POST Council shall rely heavily on the endorsement of the POST Regional Training Specialist as to the applicant's qualifications and ability to effectively communicate. (4-2-03)

255. EXPIRATION.

Instructor certification shall remain valid for a period of two (2) years with the exception of firearms instructor certification which shall remain valid for a period of one (1) year. (4-2-03)

256. RENEWAL.

01. Notification. At the end of the certification period, the POST Council shall send notification to the instructor, provided the instructor still meets the qualifications for instructor certification. (4-2-03)

02. Requirements. To renew the certification, the instructor shall submit the following to POST Council: (4-2-03)

- a.** A teaching log indicating the instruction of at least one (1) class during the last certification period; (4-2-03)
- b.** An updated lesson plan, if any changes have been made since it was last submitted; and (4-2-03)
- c.** A POST Short Course firearms qualification score sheet witnessed by a POST-certified firearms instructor other than the renewing instructor. This requirement applies only to POST-certified firearms instructors who are renewing their firearms instructor certification. (4-2-03)

257. -- 265. (RESERVED).

266. MASTER INSTRUCTOR CERTIFICATION.

Master Instructor Certificates are established for the purpose of recognizing competence as an instructor of instructors of law enforcement subjects and/or general subjects pertinent to law enforcement personnel, especially high liability subjects such as Arrest Techniques, Detention, Dispatch, DUI, Emergency Vehicle Operation, Firearms, Impact Weapons, Instructor Development, K-9, and Weapons Retention. (4-2-03)

267. REQUIREMENTS.

In addition to the requirements set forth in Sections 250 and 251 of these rules, the requirements in Sections 266 through 269 are necessary for award of the master instructor certificate: (4-2-03)

01. Instructor Development Course. The applicant shall have satisfactorily completed an Instructor Development Course approved by the Council. (4-2-03)

02. POST-Certified Instructor. The applicant shall be a current POST-certified instructor in the subject he is applying for Master Instructor certification in, and shall have held that certification for a minimum of three (3) years prior to application. The Council may waive this requirement in exceptional cases reflecting outstanding education, experience, or achievement; or under unusual circumstances upon written application by the POST Executive Director. (4-2-03)

03. Instruction. The applicant shall have instructed a minimum of forty (40) hours of classes in the subject he is applying for Master Instructor certification in during each of the previous two (2) years. (4-2-03)

04. Additional Training Or Education. The applicant shall have received additional training or education beyond basic training in the area of their instructor certification. (4-2-03)

05. Exceptional Ability. The applicant shall have demonstrated exceptional ability to develop and present training. (4-2-03)

06. Recommendation. The applicant shall be recommended for master instructor certification by a POST Regional Training Specialist or a current POST-certified master instructor. (4-2-03)

07. Maintain Certification. The applicant shall be willing to commit to teaching a minimum of one (1) instructor class during the certification period to maintain certification. (4-2-03)

268. PROCEDURES.

01. Application. After meeting the requirements set out in Sections 266 and 267, the applicant shall submit to his POST Regional Training Specialist a completed Certified Instructor Packet. (4-2-03)

02. Audit Instructor Course. The applicant shall audit an instructor course coordinated by a POST Training Specialist and taught by a current POST-certified master instructor. (4-2-03)

03. Assist In Teaching. The applicant shall assist in teaching a class under the supervision of a current POST-certified master instructor and shall receive a written recommendation from that instructor. (4-2-03)

04. Co-Instruct. The applicant shall co-instruct a class with a current POST-certified master instructor. (4-2-03)

05. Evaluation. The applicant shall receive a final evaluation by a POST Training Specialist. (4-2-03)

269. EXPIRATION AND RENEWAL.

Master instructor certification shall remain valid for a period of three (3) years. At the end of the certification period, the certification shall be automatically renewed provided the master instructor still meets the qualifications and he has instructed at least one (1) instructor class during the last certification period. (4-2-03)

270. -- 275. (RESERVED).

276. INSTRUCTOR REIMBURSEMENT.

Reimbursement to instructors for travel, lodging and meals for POST-certified schools may be granted by the Council. If reimbursement is granted for travel, lodging and meal expenses, the reimbursement shall not exceed allowances currently authorized for employees of the state of Idaho for official business. (4-2-03)

277. -- 280. (RESERVED).

281. SCHOOL FORMATION AND CERTIFICATION.

282. GENERAL PROVISIONS.

01. Purpose. School certification is established for the purpose of recognizing schools deemed adequate to effectively teach law enforcement subjects and/or general subjects pertinent to law enforcement personnel. (4-2-03)

02. Certification. The Council shall certify schools deemed adequate to effectively teach one (1) or more of the prescribed training courses. (4-2-03)

03. Applications. All applications for award of school certification shall be completed by the school director on the prescribed "Application for Certification of School" as provided by the POST Council. (4-2-03)

04. Submission. The Application for Certification of School form shall be submitted by the school director to his agency head who shall review it prior to signing it and forwarding it to the POST Regional Training Specialist. (4-2-03)

05. Appeal. In the event that certification is denied, appeal may be made directly to the Council. (7-1-93)

06. No POST Training Credit. No POST training credit shall be given for attendance at a school that has not been certified by the Council. (4-2-03)

07. POST-Certified School. A school sponsored and conducted by the POST Council or a school taught by a POST-certified instructor in their respective subject shall be considered a POST-certified school. (4-2-03)

08. Revocation. Certification may be revoked by the Council whenever a school is deemed to be inadequate. In such event, the head of the sponsoring agency of the school shall be notified by the Council. The school may be recertified by the Council when it deems the deficiencies have been corrected. (4-2-03)

283. EXAMINATIONS.

Written examinations may be required of each trainee in each school certified by the Council for thirty-five (35) or more POST training hours. (4-2-03)

284. CERTIFICATES OF COMPLETION.

Certificates of completion may be issued by the Council to those satisfactorily completing schools worth thirty-five (35) or more POST training hours. (4-2-03)

285. SCHOOL CERTIFICATION.

01. Temporary Certification. Temporary certification may be granted for a specific law enforcement training school offered on a one (1) time or infrequent basis. Temporary certification shall be issued for a definite period of time not to exceed one (1) year. (4-2-03)

02. Continuing Certification. Continuing certification may be granted for longer than one (1) year for law enforcement training schools offered on a regular basis. Such certification may be reviewed at any time at the discretion of the POST Executive Director. (4-2-03)

286. PROCEDURES.

01. Application. The completed Application for Certification of School form shall be submitted to the POST Regional Training Specialist a minimum of thirty (30) days prior to the start of the school, and shall include: (4-2-03)

- a.** A course outline; (4-2-03)
- b.** A course description of the subject material being offered and the time period to be devoted to each subject area; (4-2-03)
- c.** A schedule of classes; (4-2-03)
- d.** A statement about the law enforcement personnel to whom it shall be directed; (4-2-03)
- e.** A resume on each instructor, unless the instructor is a POST-certified instructor; and (4-2-03)
- f.** A lesson plan, unless the lesson plan is permanently on file at the sponsoring agency. (4-2-03)

02. Evaluation. An evaluation of the school shall be made on the basis of the information provided in the Application for Certification of School. A school inspection may be conducted by the Council or its representative as part of the certification procedure. If there is still a question about whether or not the school shall be certified after the evaluation is complete, the POST Council shall review the application and determine whether the school shall be certified. (4-2-03)

03. Notification. Notification of approval or denial of the request for certification shall be sent in the form of a letter from the POST Regional Training Specialist to the agency head. If approval is granted, the letter shall indicate how many POST training hours shall be awarded for completion of the training. (4-2-03)

04. Course Attendance Roster. The school director shall submit the original copy of the POST Course Attendance Roster to the POST Regional Training Specialist within seven (7) days of completion of the school. (4-2-03)

287. THE SCHOOL DIRECTOR.

01. Responsibilities. The school director shall be responsible for the overall supervision of the school, including, if applicable: (4-2-03)

- a.** Arranging for qualified instructors; (4-2-03)
- b.** Arranging for adequate facilities such as classrooms, gymnasium, safe firearms ranges, etc.; (4-2-03)

- c. Applying for POST certification of school; (4-2-03)
- d. Providing for food and lodging for trainees where appropriate; (4-2-03)
- e. Preparing and grading examinations; (4-2-03)
- f. Grading classroom notebooks; and (4-2-03)
- g. The conduct and discipline of the trainees. (7-1-93)

02. Determination Of Successful Completion. The school director shall make the final determination as to whether a trainee has successfully completed all reasonable standards and requirements of the training course. The school director shall also have the authority to dismiss from the school any trainee prior to the completion of the course if, in the school director's opinion, the trainee is unable or unwilling to successfully complete the prescribed training course. Immediately upon such dismissal, the school director shall submit a written report to the Council and the trainee's agency head with a detailed explanation of the action. (4-2-03)

03. Records. The school director shall maintain complete records on each trainee. Within seven (7) days of completion of the school, he shall submit the original copy of the POST Course Attendance Roster to the POST Regional Training Specialist. (4-2-03)

288. -- 295. (RESERVED).

296. CERTIFICATION OF HIGH LIABILITY SCHOOLS.

In addition to the requirements set forth in Sections 281 through 287 of these rules, the requirements in Sections 296 through 298 are necessary for evaluation of the request for certification of a high liability school. (4-2-03)

297. REQUIREMENTS.

01. Determination of High Liability. The POST Training Specialist shall have the discretion to make the determination whether the school includes an element of risk or potential damage or injury to the trainees, property, or a third party not directly involved with the school. If such a determination is made, some or all of the following may be required: (4-2-03)

- a. Course evaluations from past participants or from agencies having direct knowledge of the course content and presentation; (4-2-03)
- b. A list of past participants having direct knowledge of the course content and presentation; (4-2-03)
- c. Documentation of certification of the school in other states; (4-2-03)
- d. A complete lesson plan, to include: (4-2-03)
 - i. How the material relates to Idaho Code; (4-2-03)
 - ii. Any applicable court rulings; (4-2-03)
 - iii. Any content warnings or precautions; (4-2-03)
 - iv. A safety plan; and (4-2-03)
 - v. A legal review. (4-2-03)
- e. A demonstration of the course for the POST Training Specialist and/or a subject matter expert who shall evaluate the content and presentation. (4-2-03)

02. Specialized Equipment. Any associated costs or specialized equipment needed for the evaluation process shall be provided by the applicant at the time of application. (4-2-03)

03. Liability Disclaimer. A liability disclaimer indemnifying the state of Idaho may be required as a condition of POST-certification of the school. (4-2-03)

298. COURSE EVALUATION FEE.

01. Fee Schedule. The entity making application shall be charged a course evaluation fee at the time of application. The course evaluation fee schedule is as follows: (4-2-03)

- a.** The fee for evaluating a one (1) to four (4) hour course shall be two hundred dollars (\$200). (4-2-03)
- b.** The fee for evaluating a five (5) to eight (8) hour course shall be four hundred dollars (\$400). (4-2-03)
- c.** The fee for evaluating a nine (9) to sixteen (16) hour course shall be six hundred dollars (\$600). (4-2-03)
- d.** The fee for evaluating a seventeen (17) to twenty-four (24) hour course shall be eight hundred dollars (\$800). (4-2-03)
- e.** The fee for evaluating a twenty-five (25) to forty (40) hour course shall be one thousand dollars (\$1,000). (4-2-03)
- f.** The fee for evaluating a course in excess of forty (40) hours shall be a combination of the above as determined by the POST Executive Director. (4-2-03)

02. Exception. The course evaluation fee shall not be charged for courses developed and conducted by governmental agencies. (4-2-03)

03. Waiver. The course evaluation fee may be waived in whole or in part at the discretion of the POST Executive Director. (4-2-03)

299. -- 305. (RESERVED).

306. CERTIFICATION OF SCHOOLS UTILIZING ALTERNATIVE METHODS OF TRAINING DELIVERY.

307. ALTERNATIVE METHODS OF TRAINING DELIVERY.
Alternative methods of training delivery shall include, but not be limited to, the following types of technology: (4-2-03)

- 01. Videotape;** (4-2-03)
- 02. Television-Based;** (4-2-03)
- 03. Computer-Based;** (4-2-03)
 - a.** Simulator; (4-2-03)
- 04. Web-Based;** (4-2-03)
 - a.** Distance learning; (4-2-03)

b. On-line interactive; and (4-2-03)

05. Correspondence. (4-2-03)

308. GENERAL PROVISIONS.

01. **Minimum Length.** Each course shall be a minimum of two (2) hours in length. (4-2-03)

02. **Notification.** Notification of approval or denial of the request for certification shall be sent in the form of a letter from the POST Regional Training Specialist to the applicant. If approval is granted, the letter shall indicate how many POST training hours shall be awarded for completion of the training. (4-2-03)

03. **Examinations.** (4-2-03)

a. Upon completion of the course, each trainee shall be given an examination to assess their knowledge of the course material. The examination shall be proctored by an Idaho POST-certified instructor or a subject matter expert approved by POST prior to the examination. (4-2-03)

b. Only those trainees receiving a passing score on the examination shall be awarded POST training hours for the course. (4-2-03)

04. **POST Training Credit.** To receive credit on their POST training record, the trainee shall submit the following to POST: (4-2-03)

a. The certificate of completion; (4-2-03)

b. A signed statement from their agency head verifying participation and completion of the course. (4-2-03)

05. **Falsification Of Information.** The POST Council may proceed with decertification proceedings against any officer who falsifies any information. (4-2-03)

06. **Liability Disclaimer.** A liability disclaimer indemnifying the state of Idaho shall be printed on all commercially-developed or distributed training materials certified by POST Council. (4-2-03)

309. REQUIREMENTS.

In addition to the requirements set forth in Sections 281 and 282 of these rules, the requirement in Sections 306 through 311 are necessary for evaluation of the request for certification of a school utilizing an alternative method of training delivery. (4-2-03)

01. **Training Medium.** The training medium utilized shall be indicated on the Application for Certification of School. (4-2-03)

02. **Specialized Equipment.** Any specialized equipment, software, network access, etc. needed for the evaluation process shall be provided to POST free-of-charge by the applicant at the time of application. (4-2-03)

03. **Course Evaluation Fee.** A course evaluation fee shall be charged pursuant to Section 298 of these rules. (4-2-03)

310. RECORDS.

A course file shall be maintained by the applicant and shall be readily available to POST Council. The file shall include: (4-2-03)

01. **Name.** The name of the course provider; (4-2-03)

02. **The Lesson Plan;** (4-2-03)

- 03. Objectives.** The course learning objectives; (4-2-03)
- 04. Hours Awarded.** The number of POST training hours awarded; (4-2-03)
- 05. Attendance.** The attendance policy and the methodology for ascertaining and validating trainee attendance and participation, such as secure password, attendance roster, encrypted passcode, etc. (4-2-03)
- 06. Assessment Record.** The trainee assessment record; (4-2-03)
- 07. Certificate Of Completion.** The names of the trainees awarded a certificate of completion and the date they completed the course; and (4-2-03)
- 08. Course Evaluations.** The Course Evaluations By The Trainees. (4-2-03)

311. CERTIFICATES OF COMPLETION.

The applicant shall issue a certificate of completion to each trainee successfully completing the training course. The certificate shall include the following information: (4-2-03)

- 01. Course Provider.** The name of the course provider; (4-2-03)
- 02. Trainee.** The name of the trainee successfully completing the course; (4-2-03)
- 03. Date.** The date the trainee completed the course; (4-2-03)
- 04. Hours.** The number of course hours completed; and (4-2-03)
- 05. Course Administrator.** The name of the person responsible for the general administration of the course. (4-2-03)

312. -- 320. (RESERVED).

321. VOCATIONAL LAW ENFORCEMENT PROGRAM CERTIFICATION/RECERTIFICATION STANDARDS.

01. Purpose. The purpose of this policy is to verify that the entity seeking vocational law enforcement certification/recertification is in compliance with all standards established by the Department of Education for such programs and by POST for the operation of a basic course. A program seeking certification must first be approved by the Peace Officer Standards and Training Council prior to beginning the certification process. Entities seeking certification and previously certified vocational law enforcement programs are subject to scheduled and unscheduled visits by field training specialists and other members of the Peace Officer Standards and Training Council in which adherence to certification standards will be evaluated. Vocational law enforcement program certification is valid for two (2) years and expires on June 30th of the second year after the program was certified. In order to maintain certified status a vocational law enforcement program must successfully complete the recertification process prior to the expiration date. (7-1-99)

02. Process. (7-1-99)

a. The POST Regional Training Specialist will provide guidance and assistance to the prospective vocational law enforcement program by identifying the requirements for certification, and providing an estimate of what needs to be accomplished prior to formally requesting vocational law enforcement program certification status. (7-1-99)

b. A staff member of Peace Officer Standards and Training will establish a mutually agreeable date for an on-site inspection with the program coordinator and conduct the on-site assessment for vocational law enforcement program certification. (7-1-99)

c. A vocational law enforcement program which has been certified is subject to scheduled and

unscheduled visits by the field training specialist and other members of the Peace Officer Standards and Training Council to check items required for continued certification. (7-1-99)

d. If at any time it is determined that the certified vocational law enforcement program does not meet one (1) or more certification standards, the program will be given a reasonable amount of time to correct the situation, not to exceed sixty (60) days, unless an extension is granted by the POST Council certification committee. The program coordinator will receive written notification of the standards which have not been met and the date when a reassessment will be conducted. (7-1-99)

e. A staff member of Peace Officer Standards and Training will conduct the reassessment. If one (1) or more of the standards still have not been met, the Administrator or Board Chairman of the vocational law enforcement program will be notified in writing that upon reassessment the standard has not been met. The program will have a maximum of sixty (60) days to comply with all certification standards, unless an extension is granted by the POST Council certification committee. (7-1-99)

f. A staff member of Peace Officer Standards and Training will conduct the second reassessment. If the program is still not in compliance with all certification standards at the time of the second reassessment, the matter will be referred to the POST Council Certification Committee. The committee will review the findings of the second reassessment in which the program was not in compliance with all certification standards and make a recommendation to the POST Council. (7-1-99)

g. The POST Council will review the recommendation of the POST Council Certification Committee, giving both the vocational law enforcement program and the POST Council Certification Committee an opportunity to make a verbal presentation, and, based upon all pertinent information, recommend appropriate action. (7-1-99)

h. Certification is valid for two (2) years from the date of certification. Vocational law enforcement program certification expires on June 30th of the second year after the program was certified. In order to maintain certification status, a program must successfully complete a recertification process prior to the expiration of the original certification. The recertification will extend the expiration date for two (2) years. (7-1-99)

03. Definitions. (7-1-99)

a. Vocational Law Enforcement Program. A college/university vocational law enforcement program certified by the Idaho Department of Education with a curriculum based on POST performance objectives for basic training. The curriculum must include the minimum instruction in each topic as described in the POST Rules. (7-1-99)

b. Program Coordinator. An individual designated by the college/university who is responsible for the conduct and operation of training conducted by the vocational law enforcement program. (7-1-99)

c. Vocational Law Enforcement Program Facility. A facility in which training programs are conducted. It houses classrooms and offices for instructors and staff. Other facilities such as a firing range, driver training track, multipurpose training areas, library and satellite locations are considered to be part of such facility but need not be located at the same site. (7-1-99)

d. Satellite Facility. A facility, located away from the certified vocational law enforcement program facility, which the certified program uses to conduct forty (40) hours or more of mandated training per year. This definition specifically excludes firing ranges, driver training sites and physical fitness or arrest techniques sites which may be located away from the certified program facility. (7-1-99)

e. Temporary Training Facility. A facility, located away from the certified vocational law enforcement program facility, which the certified program uses to conduct less than forty (40) hours of mandated training per year. This definition specifically excludes firing ranges, driver training sites and physical fitness or arrest techniques sites which may be located away from the certified program facility. (7-1-99)

f. POST Council Certification Committee. The POST Council Certification Committee reviews the certification and recertification standards and recommends changes as necessary to the POST Council. This

committee also reviews the circumstances and facts surrounding the non-compliance with certification standards by any certified vocational law enforcement program in order to make a recommendation to POST Council. This committee is composed of five (5) members selected by the POST Council Chairman. (7-1-99)

g. Directive. A written statement of policy procedure or rule/regulation addressing certification standards, and made available for inspection and guidance in the operation of the program. (7-1-99)

04. Administration. (7-1-99)

a. A vocational law enforcement program shall have an advisory board or committee composed of criminal justice executives of several area agencies/organizations, including the POST Executive Director or his designee. (7-1-99)

b. Vocational law enforcement programs shall maintain a training record/file on each student attending the program. This file shall include records pertaining to that student while attending that program sufficient to document that all performance objectives have been successfully completed. (7-1-99)

c. Vocational law enforcement programs shall maintain an administrative file that pertains to each class it conducts. This file shall include curriculum/schedule, attendance records, discipline records, counseling records, test-answer sheets, and course evaluation or summary. This file may be combined with the training record/file on each student file specified above at the discretion of the program. (7-1-99)

d. Vocational law enforcement programs shall have a policy on the minimum and maximum number of students in classes. (7-1-99)

i. Mandated training will not be conducted for classes of less than six (6) students nor more than thirty-five (35). (7-1-99)

ii. Exceptions to this standard may be granted by the POST Training Specialist in the region where the vocational law enforcement program is located. A written request shall be submitted to the POST Training Specialist and shall specify the reasons why an exception is necessary. The POST Training Specialist shall evaluate the request to determine if sufficient cause exists to grant an exception. If an exception is granted, the POST Training Specialist will document the exception in writing to the program coordinator and forward a copy to the Executive Director of Peace Officer Standards and Training. (7-1-99)

e. Vocational law enforcement programs shall comply with all administrative procedures set forth in applicable rules promulgated by the POST Council. (7-1-99)

f. Vocational law enforcement programs shall comply with all requirements of the Idaho Department of Education and the individual institution. (7-1-99)

g. Vocational law enforcement programs shall have a policy for post-graduation evaluation of entry-level training. (7-1-99)

i. Shall occur from six (6) months to one (1) year after leaving the program. (7-1-99)

ii. Shall assess the job-relatedness of entry-level training. (7-1-99)

05. Facility. (7-1-99)

a. A vocational law enforcement program shall have scheduled access to a firing range which shall include: (7-1-99)

i. Shotgun/tear gas capabilities; (7-1-99)

ii. Adequate facilities for courses prescribed by POST Council; and (7-1-99)

iii. Adequate storage facility for ammunition at the vocational law enforcement program or range. Facility should have posted signs in accordance with law and should be protected from illegal entry and fire. (7-1-99)

b. Ranges shall have at least five (5) firing points if used for basic training. (7-1-99)

c. Vocational law enforcement programs shall be adequately equipped with first-aid equipment. (7-1-99)

06. Instruction. (7-1-99)

a. All instructors must be POST-certified instructors and/or meet the minimum standards established by POST Council within a school calendar year. (7-1-99)

b. The vocational law enforcement program shall establish quality control methods for ensuring adequate instruction, to include: (7-1-99)

i. Written student evaluations of instructors; and (7-1-99)

ii. Lesson plans for all training courses required to be on file at the vocational law enforcement program. (7-1-99)

(1) Review of curricula and lesson plans to ensure they are in compliance with POST Council requirements. (7-1-99)

(2) Lesson plans shall be updated on an annual basis. (7-1-99)

iii. Periodic and random monitoring of instruction provided to ensure that: (7-1-99)

(1) Lesson plans are being used; (7-1-99)

(2) Appropriate audio-visual aids are available and used properly; (7-1-99)

(3) The instructor is holding student attention; (7-1-99)

(4) The instructor is in control of the students; (7-1-99)

(5) The instructor is addressing the objectives; and (7-1-99)

(6) Classroom conditions such as lighting, noise levels and temperature are acceptable. (7-1-99)

iv. Appropriate action is taken to follow up on any student complaints regarding instructors or the training process. (7-1-99)

v. Results of testing are analyzed and evaluated. (7-1-99)

c. The vocational law enforcement program shall maintain an up-to-date copy of the POST Rules Manual provided by Peace Officer Standards and Training. (7-1-99)

d. The vocational law enforcement program shall comply with all instruction standards established by POST. (7-1-99)

07. Satellite Facility. (7-1-99)

a. A satellite facility is a facility, located away from the certified vocational law enforcement program facility, which the certified program uses to conduct more than forty (40) hours of mandated training per year. This definition specifically excludes firing ranges, driver training sites, and physical fitness or arrest techniques sites

which may be located away from the certified program facility. (7-1-99)

i. All satellite facilities where mandated training is conducted must meet the standards in the facilities portion of this policy. (7-1-99)

ii. Satellite facilities must be approved by POST as meeting the standards for facilities before any credit can be awarded for mandated training which is conducted in such a facility. (7-1-99)

08. Conduct And Behavior. (7-1-99)

a. Any vocational law enforcement student not meeting the POST minimum standards for employment will not be given the final test. (7-1-99)

b. The vocational law enforcement program shall have a policy on integrity. This should include dishonesty, untruthfulness, or discourtesy to include acts of academic dishonesty and plagiarism. This policy must be reviewed with all vocational law enforcement students upon entry into the program. (7-1-99)

c. The vocational law enforcement program shall have a policy on social contact between staff, instructors, and students. Associations with vocational school staff must be professional in nature at all times. Students should be expressly prohibited from having social contact, either on or off campus, with any vocational staff or instructor(s) at the vocational law enforcement program. (7-1-99)

d. Other standards for conduct and behavior that shall be addressed by the vocational law enforcement program shall include: (7-1-99)

i. Disrupting class; (7-1-99)

ii. Misconduct; (7-1-99)

iii. Truthfulness; (7-1-99)

iv. Courtesy; (7-1-99)

v. Bigotry; (7-1-99)

vi. Sexual harassment; (7-1-99)

vii. Regard for the safety of others; and (7-1-99)

viii. Sleeping in class. (7-1-99)

322. -- 333. (RESERVED).

334. STANDARDS FOR CONDUCT AND BEHAVIOR OF POST BASIC TRAINEES.

01. Objective. To state in general terms and standards of conduct required of POST Basic trainees; designate the authority for establishing specific requirements of attendees; and make reference to the specific requirements and their acceptance by attendees. (7-1-93)

02. Policy Statement. (7-1-93)

a. As representatives of law enforcement agencies, all trainees are expected to conduct themselves in a manner which will bring credit to the profession. Standards of behavior must reflect good taste, courtesy, consideration and respect for the rights and privileges of fellow trainees and the Idaho Police Academy faculty and community. (7-1-93)

b. Dishonesty, untruthfulness, or discourtesy must not be tolerated. Any conduct detrimental to the

conduct, efficiency or discipline of the academy, whether or not specifically stated in the instructions, is prohibited and can be cause for disciplinary action or dismissal from the academy. (7-1-93)

c. For any infraction of the rules, while attending the Academy, the trainee's chief, sheriff, or department head will be made aware of such infraction. (7-1-93)

d. The POST Council shall determine the specific requirements relating to residency, equipment and supplies, and conduct while at the academy. These requirements will accompany the letter of acceptance to the applicant's agency. (7-1-93)

e. Registration at the academy by the attendee shall constitute acceptance by such attendee of the specific requirements and of the general standards stated above. (7-1-93)

335. SELF-SPONSORED STUDENT PROGRAM SELECTION STANDARDS.

01. Requirement. Every Self-Sponsored Student shall meet the minimum standards for employment (Sections 050 through 063) of this manual. (3-20-97)

02. Procedures. (3-20-97)

a. The applicant shall be required to complete and submit to the POST Council a comprehensive application and personal history packet, along with two (2) sets of fingerprints on FBI applicant fingerprint cards. A non-refundable application fee is required and must accompany the application. (3-20-97)

b. In order to determine the applicant's suitability as a Self-Sponsored Student, the POST Council shall conduct a thorough criminal and personal history background investigation. The fingerprint cards shall be submitted to the Bureau of Criminal Identification, which shall use one (1) set to conduct a statewide search, and shall forward the other set to the FBI for a national criminal history record check. All results of the background investigation will be considered confidential and processed accordingly. (3-20-97)

c. The applicant must also successfully complete a polygraph, psychological evaluation, physical agility test, and a Police Officer Selection written examination approved by POST Council. (3-20-97)

336. -- 999. (RESERVED).

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