

Law Enforcement Officers Standards and Training Commission
Notice of Public Hearing to Adopt Rules

A public hearing will be held at the Law Enforcement Training Center, 1302 East Highway 14, Pierre, South Dakota, on August 19, 2020, at 9:30 a.m., to consider amended rules §§ 2:01:02:01, 2:01:06:03, 2:01:11:08, 2:01:11:09, 2:01:13:18, 2:01:15:05, 2:05:01:01, and proposed rule 2:01:06:05.01.

1. 2:01:02:01. Minimum standards for employment.

Effect: The amended rule would amend the requirements for certification or employment as a law enforcement officer.

Reason: The amended rule clarifies the standards for eligibility as a law enforcement officer.

2. 2:01:06:03. Reciprocity.

Effect: The amended rule would require certain training requirements for reciprocity applicants seeking a waiver of the training program and require a written examination to determine the applicant's state of competence.

Reason: The existing rule is permissive regarding the written examination and allows for a waiver of portions of the training program.

3. 2:01:11:08. Application for reinstatement of certification.

Effect: The amended rule establishes the time period in which an individual may request reinstatement as a law enforcement officer.

Reason. The existing fails to indicate the period of time in which an individual must wait prior to seeking reinstatement after revocation.

4. 2:01:11:09. Consent of decertification.

Effect: The amended rule establishes the time period in which an individual may request reinstatement as a law enforcement officer.

Reason: The existing fails to indicate the period of time in which an individual must wait prior to seeking reinstatement after consenting to decertification.

5. 2:01:13:18. Revocation or suspension of certification or authorization.

Effect: The amended rule establishes the time period in which a canine team may apply for reinstatement.

Reason: The existing rule fails to indicate the period of time in which a canine team must wait prior to seeking reinstatement.

6. 2:01:15:05. Expiration of training.

Effect: The amended rule establishes when a school sentinel's certification becomes inactive and when it expires.

Reason: The existing rule fails to address when a school sentinel's certification becomes inactive and expires.

7. 2:05:01:01. Minimum standards for employment.

Effect: The amended rule would amend the requirements for certification or employment as a 911 telecommunicator.

Reason: The amended rule clarifies the standards for eligibility as a 911 telecommunicator.

8. Proposed rule 2:01:06:05.01. Dismissal from basic training course.

Effect: The proposed rule provides that an individual failing to successfully complete the training program may be reinstated in a future basic training program.

Reason: Current rules require all individuals to apply to the commission for reinstatement in a future basic training program even if the individual is otherwise eligible.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may appear in-person at the hearing or mail them to the Law Enforcement Officers Standards and Training Commission, 1302 East Highway 14, Pierre, South Dakota 57501. Materials sent by mail must reach the Law Enforcement Officers Standards and Training Commission by August 17, 2020, to be considered.

After the public hearing, the Commission will consider all written and oral comments it receives on the proposed rules. The Commission may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

For Persons with Disabilities: This hearing will be located at a physically accessible place. Please contact the Commission at least 48 hours before the public hearing if you have special needs for which special arrangements can be made by calling (605) 773-3584.

Copies of the proposed rules may be obtained without charge from:

Law Enforcement Training
1302 E. Highway 14
Pierre, South Dakota 57501

Published once at the total approximate cost of \$ _____