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Sequence Number: 12-28-20  
Notice ID(s): 3233-3235  
File Date: 12/30/2020

# Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

<b>Agency/Board/Commission:</b>	Department of Commerce and Insurance
<b>Division:</b>	Tennessee Peace Officer Standards and Training Commission
<b>Contact Person:</b>	Kim Cooper
<b>Address:</b>	500 James Robertson Parkway
<b>Phone:</b>	615-253-5251
<b>Email:</b>	Kim.Cooper@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

<b>ADA Contact:</b>	Don Coleman
<b>Address:</b>	500 James Robertson Parkway
<b>Phone:</b>	615-741-6500
<b>Email:</b>	Don.Coleman@tn.gov

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	3025 Lebanon Pike		
Address 2:	POST Annex Building Conference Room		
City:	Nashville		
Zip:	37214		
Hearing Date:	02/19/2021		
Hearing Time:	11:00 a.m.	<input checked="" type="checkbox"/> X CST/CDT	<input type="checkbox"/> EST/EDT

**Additional Hearing Information:**

The Peace Officer Standards and Training (POST) Commission reserves the right to conduct this Rulemaking Hearing electronically using WebEx, ZOOM, or a similar remote platform if it determines that such is necessary as a result of the ongoing COVID-19 pandemic.

Information required to access and participate in this meeting electronically will be available in advance of the hearing at: <https://www.tn.gov/commerce/post/public-meetings.html>

Meeting information will be posted on the above webpage prior to the hearing on February 19, 2021.

Written comments may be submitted via email to Kim.Cooper@tn.gov. All emails should contain "POST Rulemaking Comments" in the subject line. Written comments must be submitted by 4:30 p.m. CST, February 19, 2021 to be considered.

**Revision Type (check all that apply):**

- Amendment  
 New  
 Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

<b>Chapter Number</b>	<b>Chapter Title</b>
1110-03	Curricula and Course of Instruction
<b>Rule Number</b>	<b>Rule Title</b>
1110-03-.01	Course of Instruction
1110-03-.02	School Certification

<b>Chapter Number</b>	<b>Chapter Title</b>
1110-07	Basic Training Academy Minimum Standards
<b>Rule Number</b>	<b>Rule Title</b>
1110-07-.01	Minimum Curricula Requirements
<b>Chapter Number</b>	<b>Chapter Title</b>
1110-08	Part-Time/Temporary/Auxiliary Law Enforcement Officers
<b>Rule Number</b>	<b>Rule Title</b>
1110-08-.03	Training Requirements

Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <https://sos.tn.gov/products/division-publications/rulemaking-guidelines>.

Amendments  
Chapter 1110-03  
Curricula and Course of Instruction

Subparagraph (a) of paragraph (1) of rule 1110-03-.01 Course of Instruction shall be amended by increasing the number of minimum hours of instruction from four hundred (400) hours to four hundred eighty-eight (488) hours, so that subparagraph (a) shall read as follows:

- (1) (a) Length. The Basic Law Enforcement Course shall include a minimum of four hundred eighty-eight (488) hours of instruction and study.

Authority: T.C.A. § 38-8-104.

Rule 1110-03-.02 School Certification shall be amended by inserting “but is not limited to, the following:” to improve readability, so that the rule shall read as follows:

1110-03-.02 School Certification.

- (1) Other Courses. The Commission shall approve other courses of study or instruction as it may deem necessary to accomplish its objectives which may include, but is not limited to, the following:
  - (a) Advanced Courses;
  - (b) Specialized Courses; and
  - (c) In-service Courses.

Authority: T.C.A. § 38-8-104.

Amendments  
Chapter 1110-07  
Basic Training Academy Minimum Standards

Subparagraph (a) of paragraph (1) of rule 1110-07-.01 Minimum Curricula Requirements shall be amended by increasing the number of minimum hours of instruction from four hundred (400) hours to four hundred eighty-eight (488) hours, so that subparagraph (a) shall read as follows:

- (1) (a) Length. The Basic Law Enforcement Course shall include a minimum of four hundred eighty-eight (488) hours of instruction and study.

Authority: T.C.A. § 38-8-104.

Subparagraph (b) of paragraph (1) of rule 1110-07-.01 Minimum Curricula Requirements shall be amended by adding a new part 15 to subparagraph (b) which shall read as follows:

- (1) (b) 15. Community Policing – sixteen (16) hours.
  - (i) De-escalation techniques.
  - (ii) Officer's duty to intervene.
  - (iii) Public assembly interaction.
  - (iv) Emphasizing positive community and officer interactions and relationships.

Authority: T.C.A. § 38-8-104.

Amendments  
Chapter 1110-08  
Part-Time/Temporary/Auxiliary Law Enforcement Officers

Rule 1110-08-.03 Training Requirements shall be amended by deleting the existing rule in its entirety and substituting the following, so that the rule shall read as follows:

1110-08-.03 Training Requirements.

- (1) After July 1, 2021, any person newly employed or utilized as a part-time/temporary/reserve/auxiliary law enforcement officer or special deputy shall receive one hundred twenty-eight (128) hours of training in whatever duties he/she is required to perform by the employing agency. This training shall be accomplished during the first calendar year of employment. During this initial period, prior to receiving one hundred twenty-eight (128) hours of training, the part-time law enforcement officer shall be paired with a field training officer or other certified officer.
- (2) Any part-time/temporary/reserve/auxiliary law enforcement officer or special deputy who is hired within five (5) years of having served as a full-time, certified law enforcement officer may continue to be exempt from the requirement that he/she be paired with a full-time, certified officer as long as he/she completes in-service training each year and has no break in service.
- (3) The one hundred twenty-eight (128) hour training requirement may be waived if the officer successfully completes a Basic Law Enforcement Course within two (2) years of the date of employment or utilization.

Authority: T.C.A. § 38-8-104.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 12/30/2020

Signature: \_\_\_\_\_

*Kimberly Cooper*

Name of Officer: Kimberly Cooper

Title of Officer: Associate General Counsel

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Filed with the Department of State on: 12/30/2020

*Tre Hargett*

Tre Hargett  
Secretary of State

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Amendments  
Chapter 1110-03  
Curricula and Course of Instruction

Subparagraph (a) of paragraph (1) of rule 1110-03-.01 Course of Instruction shall be amended by increasing the minimum hours of instruction from four hundred (400) hours to four hundred eighty-eight (488) hours, so that subparagraph (a) shall read as follows:

- (1) (a) Length. The Basic Law Enforcement Course shall include a minimum of ~~400~~ four hundred eighty-eight (488) hours of instruction and study.

Authority: T.C.A. § 38-8-104.

Rule 1110-03-.02 School Certification shall be amended by inserting “but is not limited to, the following:” to improve readability, so that the rule shall read as follows:

1110-03-.02 School Certification.

- (1) Other Courses. The Commission shall approve other courses of study or instruction as it may deem necessary to accomplish its objectives which may include, but is not limited to, the following:
- (a) Advanced Courses;<sub>i</sub>
  - (b) Specialized Courses;<sub>i</sub> and
  - (c) In-service Courses.

Authority: T.C.A. § 38-8-104.

Amendments  
Chapter 1110-07  
Basic Training Academy Minimum Standards

Subparagraph (a) of paragraph (1) of rule 1110-07-.01 Minimum Curricula Requirements shall be amended by increasing the minimum hours of instruction from four hundred (400) hours to four hundred eighty-eight (488) hours and substituting the following, so that subparagraph (a) shall read as follows:

- (1) (a) Length. The Basic Law Enforcement Course shall include a minimum of ~~400~~ four hundred eighty-eight (488) hours of instruction and study.

Authority: T.C.A. § 38-8-104.

Subparagraph (b) of paragraph (1) of rule 1110-07-.01 Minimum Curricula Requirements shall be amended by adding a new part 15 to subparagraph (b) which shall read as follows:

- (1) (b) 15. Community Policing – sixteen (16) hours.
- (i) De-escalation techniques.
  - (ii) Officer’s duty to intervene.
  - (iii) Public assembly interaction.
  - (iv) Emphasizing positive community and officer interactions and relationships.



Authority: T.C.A. § 38-8-104.

Amendments  
Chapter 1110-08  
Part-Time/Temporary/Auxiliary Law Enforcement Officers

Rule 1110-08-.03 Training Requirements shall be amended by deleting the existing rule in its entirety and substituting the following, so that the rule shall read as follows:

~~1110-08-.03 Training Requirements. Training Requirements. After January 1, 1989, any person newly employed/utilized as a part-time/temporary/reserve/auxiliary law enforcement officer or special deputy shall receive eighty (80) hours of training in whatever duties they are required to perform by the employing agency. This training shall be accomplished during the first calendar year of employment. During this initial period, prior to receiving eighty (80) hours of training, the part-time/temporary/reserve/auxiliary law enforcement officer must be paired with a field training officer or other certified officer. Any part-time/temporary/reserve/auxiliary law enforcement officer who is hired within five years of having served as a full-time, certified law enforcement officer will continue to be exempt from the requirement that he/she be paired with a full-time, certified officer as long as he/she completes in-service training each year and has no break in service.~~

- (1) After July 1, 2021, any person newly employed or utilized as a part-time/temporary/reserve/auxiliary law enforcement officer or special deputy shall receive one hundred twenty-eight (128) hours of training in whatever duties he/she is required to perform by the employing agency. This training shall be accomplished during the first calendar year of employment. During this initial period, prior to receiving one hundred twenty-eight (128) hours of training, the part-time law enforcement officer shall be paired with a field training officer or other certified officer.
- (2) Any part-time/temporary/reserve/auxiliary law enforcement officer or special deputy who is hired within five (5) years of having served as a full-time, certified law enforcement officer may continue to be exempt from the requirement that he/she be paired with a full-time, certified officer if he/she completes in-service training each year and has no break in service.
- (3) The one hundred twenty-eight (128) hour training requirement may be waived if the officer successfully completes a Basic Law Enforcement Course within two (2) years of the date of employment or utilization.

Authority: T.C.A. § 38-8-104.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

Name of Officer: Kimberly Cooper

Title of Officer: Associate General Counsel

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Filed with the Department of State on: \_\_\_\_\_

