

**PROPOSED REGULATION OF THE PEACE OFFICERS’  
STANDARDS AND TRAINING COMMISSION**

**LCB File No. R118-23**

December 13, 2023

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§ 1-3, NRS 289.510, as amended by section 1 of Senate Bill No. 323, chapter 158, Statutes of Nevada 2023, at page 839.

A REGULATION relating to peace officers; setting forth the requirements for obtaining a basic certificate by reciprocity as a category III peace officer; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law requires the Peace Officers’ Standards and Training Commission to adopt regulations establishing minimum standards for the certification, decertification, recruitment, selection and training of peace officers, including standards for the reciprocity of a person who: (1) has been certified as a category III peace officer or its equivalent by the certifying authority of another state; or (2) has successfully completed a federal law enforcement training program that is equivalent to a category III peace officer in this State. (NRS 289.510, as amended by section 1 of Senate Bill No. 323, chapter 158, Statutes of Nevada 2023, at page 839) **Section 1** of this regulation sets forth the requirements for a person to obtain a basic certificate by reciprocity as a category III peace officer. **Section 1** provides that the Executive Director of the Commission may award a basic certificate by reciprocity as a category III peace officer if the person: (1) is currently employed in another state in a position that is equivalent to the position of a category III peace officer in this State or not more than 60 months have lapsed since he or she was employed in another state in a position that is equivalent to the position of a category III peace officer in this State; (2) meets certain minimum standards for appointment that apply to all peace officers in this State; (3) provides certain evidence relating to his or her certification or training; (4) has passed the state certification examination with a score of at least 70 percent; and (5) has satisfactorily completed a training course approved by the Executive Director which consists of a minimum of 40 hours of training in certain subjects.

**Section 2** of this regulation makes a conforming change to amend the definition of “basic certificate” to include a basic certificate by reciprocity as a category III peace officer.

**Section 3** of this regulation makes a conforming change to create an exception to the requirement that a person pass the state physical fitness examination generally required for a basic certificate as a category III peace officer, as **section 1** provides instead that an agency that wants to employ a person who obtains a basic certificate by reciprocity as a category III peace officer may require the person to pass the state physical fitness examination.

**Section. 1.** Chapter 289 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. The Executive Director may award a basic certificate by reciprocity to any person if the person:*

*(a) Is currently employed in another state in a position that is equivalent to the position of a category III peace officer in this State or not more than 60 months have lapsed since he or she was employed in another state in a position that is equivalent to the position of a category III peace officer in this State;*

*(b) Meets the minimum standards for appointment established pursuant to NAC 289.110;*

*(c) Provides verifiable evidence that he or she:*

*(1) Has been certified as the equivalent of a category III peace officer by the certifying entity of another state and demonstrate that:*

*(I) Such certification has not been revoked or suspended; and*

*(II) The certification requirements are equivalent to the requirements for obtaining a basic certificate as a category III peace officer in this State;*

*(2) Has successfully completed training in another state that does not have a certifying entity and demonstrate that the training requirements are equivalent to the requirements for obtaining a basic certificate as a category III peace officer in this State; or*

*(3) Has successfully completed a Federal Law Enforcement Training Centers of the United States Department of Homeland Security training program regarding custody and detention, approved by the Commission;*

*(d) Has passed the state certification examination with a score of at least 70 percent; and*

*(e) Has satisfactorily completed a training course that is approved by the Executive Director which consists of a minimum of 40 hours of training that satisfies the requirements established by the Commission pursuant to subsection 1 of NAC 289.300 in:*

- (1) Ethics in law enforcement;*
- (2) Cultural awareness;*
- (3) Crisis intervention;*
- (4) Handling of persons with mental illness;*
- (5) Public and media relations;*
- (6) Constitutional law;*
- (7) Use of force;*
- (8) Civil liability;*
- (9) Laws relating to drugs, including, without limitation, current trends in drugs;*
- (10) Modern correctional philosophy;*
- (11) Laws relating to correctional institutions;*
- (12) Classification and receiving of offenders;*
- (13) Supervision of offenders;*
- (14) Care of persons in custody;*
- (15) Searches of offender institutions;*
- (16) Games offenders play;*
- (17) Gangs and cults;*
- (18) Records of offenders in institutions;*
- (19) Domestic violence, stalking and aggravated stalking;*
- (20) Training concerning active assailants;*

*(21) Searching of buildings;*

*(22) Counter-terrorism and weapons of mass destruction; and*

*(23) Fire safety and use of equipment.*

*2. The Commission or its designee will determine whether any certification or training received in another state is equivalent to the requirements for obtaining a basic certificate as a category III peace officer in this State.*

*3. An agency that wants to employ a person who obtains a basic certificate by reciprocity as a category III peace officer pursuant to this section may require the person to pass the state physical fitness examination as described in subsection 3 of NAC 289.205.*

**Sec. 2.** NAC 289.020 is hereby amended to read as follows:

289.020 “Basic certificate” means the certificate issued by the Executive Director which is evidence that a person has met the minimum standards established by this chapter to be appointed to perform the duties of a peace officer. *The term includes, without limitation, a basic certificate by reciprocity as a category III peace officer issued pursuant to section 1 of this regulation.*

**Sec. 3.** NAC 289.205 is hereby amended to read as follows:

289.205 To pass the state physical fitness examination, a person must:

1. For a basic certificate as a category I peace officer or as a reserve peace officer:
  - (a) Complete a vertical jump of not less than 14 inches.
  - (b) Complete not less than 30 sit-ups in 1 minute.
  - (c) Complete not less than 23 push-ups.
  - (d) Run 300 meters in not more than 1 minute and 8 seconds.
  - (e) Walk or run 1.5 miles in not more than 16 minutes and 57 seconds.

(f) Complete an agility run in not more than 19.5 seconds.

2. For a basic certificate as a category II peace officer:

(a) Complete a vertical jump of not less than 15 inches.

(b) Complete not less than 29 sit-ups in 1 minute.

(c) Complete not less than 15 push-ups.

(d) Run 300 meters in not more than 1 minute and 20 seconds.

(e) Walk or run 1.5 miles in not more than 20 minutes and 6 seconds.

(f) Complete an agility run in not more than 20.7 seconds.

3. ~~For~~ *Except as otherwise provided in section 1 of this regulation, for* a basic certificate

as a category III peace officer:

(a) Complete a vertical jump of not less than 15 inches.

(b) Complete not less than 20 push-ups.

(c) Run 300 meters in not more than 1 minute and 14 seconds.

(d) Walk or run 1.5 miles in not more than 17 minutes and 37 seconds.

(e) Complete an agility run in not more than 20.4 seconds.