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## Notice of Intended Regulatory Action (NOIRA) Agency Background Document

<b>Agency name</b>	Department of Criminal Justice Services
<b>Virginia Administrative Code (VAC) citation</b>	6 VAC 20-30-10 et al.
<b>Regulation title</b>	Rules Relating to Compulsory In-Service Training Standards for Law Enforcement Officer, Jailors or Custodial Officers, Courtroom Security Officers, Process Service Officers and Officers of the Department of Corrections, Division of Institutional Services
<b>Action title</b>	DCJS In-Service Training Standards
<b>Document preparation date</b>	06-01-2004

This information is required for executive branch review and the Virginia Registrar of Regulations, pursuant to the Virginia Administrative Process Act (APA), Executive Orders 21 (2002) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

### Purpose

*Please describe the subject matter and intent of the planned regulatory action. Also include a brief explanation of the need for and the goals of the new or amended regulation.*

The In-Service Training Standards have not been amended since July, 1992. This regulatory action is a periodic review that initially started with a committee of persons representing each group of public safety personnel required to meet this regulation. In addition to a general review, four other goals were identified: 1. To incorporate into the regulation greater opportunities to use electronic media to facilitate in-service training, 2. To provide cost savings to agencies and localities, 3. To provide consistency between the courses used for firearms training at entry-level and the courses used for in-service recertification with firearms, and 4. To include training on cultural diversity and the potential for bias-based policing as required by an addition to the Code of Virginia.

### Legal basis

*Please identify the state and/or federal legal authority to promulgate this proposed regulation, including (1) the most relevant law and/or regulation, including Code of Virginia citation and General Assembly*

chapter number(s), if applicable, and (2) promulgating entity, i.e., agency, board, or person. Describe the legal authority and the extent to which the authority is mandatory or discretionary.

§ 9.1-102 Code of Virginia

**Substance**

*Please detail any changes that will be proposed. For new regulations, include a summary of the proposed regulatory action. Where provisions of an existing regulation are being amended, explain how the existing regulation will be changed. Include the specific reasons why the agency has determined that the proposed regulatory action is essential to protect the health, safety, or welfare of citizens. Delineate any potential issues that may need to be addressed as the regulation is developed.*

The use of multi-media for training has been defined, the minimum time requirement for a classroom training session has been reduced from 4 to 2, the firearms courses for in-service training have been made consistent with the requirements for entry-level training, and the addition of a specific requirement for training on cultural diversity and the potential for bias based policing has been added.

**Alternatives**

*Please describe all viable alternatives to the proposed regulatory action that have been or will be considered to meet the essential purpose of the action.*

The In-Service Training Standards Review Committee discussed alternative training delivery methods that may be used while ensuring quality training. This is the reason that multi-media has been defined and added to the regulation as well as reducing the required classroom hours from 4 to 2. These steps will enable agencies and localities to reduce costs related to delivery of training. These changes are incorporated into this regulatory action. No other viable alternative is available that provides for expanding training delivery options while ensuring quality.

**Family impact**

*Assess the potential impact of the proposed regulatory action on the institution of the family and family stability.*

The impact on the family is indirect. A better trained law enforcement officer has a more positive impact on families and communities.

**Periodic review**

This NOIRA serves as both a periodic review and announcement of intent to amend the regulation. In-service training is necessary for public safety personnel to have the opportunity to

acquire additional information and skills related to their jobs. This must continue throughout an individual's career in order to stay competent in expected job performance. Such competency is essential to public safety since the personnel covered by this regulation are law enforcement officers, jailors, court security officers, process service officers, and officers of the Department of Corrections, Division of Institutional Services.