

ASSEMBLY BILL NO. 653—COMMITTEE ON WAYS AND MEANS

MARCH 22, 1999

Referred to Committee on Ways and Means

SUMMARY—Revises provisions relating to peace officers employed by state. (BDR 23-1700)

FISCAL NOTE: Effect on Local Government: No.

Effect on the State or on Industrial Insurance: No.

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

AN ACT relating to peace officers; requiring a peace officer to reimburse his state employer for the cost of training at a law enforcement training academy under certain circumstances; authorizing a state employer of a peace officer to recover the cost of training from the paycheck of an employee under certain circumstances; requiring the personnel commission of the department of personnel to adopt certain regulations; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** Chapter 289 of NRS is hereby amended by adding thereto a
2 new section to read as follows:
3 ***1. A state employee who:***
4 ***(a) Attends training for initial certification as a category I peace***
5 ***officer at a law enforcement training academy at the expense of his state***
6 ***employer; and***
7 ***(b) Resigns from state employment within 2 years after graduating***
8 ***from the academy,***
9 ***shall reimburse his employer for the cost of the training.***
10 ***2. An employer who is entitled to reimbursement pursuant to***
11 ***subsection 1 may deduct the cost of the training from the unencumbered***
12 ***portion of the final paychecks of the employee. If the unencumbered***
13 ***amount of the final paychecks of the employee is insufficient to***
14 ***reimburse the employer in full, the employer may obtain a writ of***

1 *attachment or garnishment against the property or wages of the*
2 *employee pursuant to NRS 31.010 to 31.460, inclusive, to the extent*
3 *necessary to reimburse the employer in full for the cost of the training.*

4 *3. The personnel commission of the department of personnel, in*
5 *cooperation with the director of the budget division of the department of*
6 *administration, shall adopt regulations which:*

7 *(a) Define "law enforcement training academy" for the purposes of*
8 *this section. The definition must include, without limitation:*

9 *(1) An academy which provides training required for certification*
10 *as a peace officer pursuant to the standards established by the peace*
11 *officers' standards and training committee; and*

12 *(2) An academy which provides training required for appointment*
13 *as an officer of the Nevada highway patrol; and*

14 *(b) Determine the direct cost to a state agency of the training at each*
15 *such academy and set forth the amount of reimbursement required in*
16 *each circumstance pursuant to this section.*

17 *4. As used in this section, "category I peace officer" means a person*
18 *within the first training category established by the peace officers'*
19 *standards and training committee or a similar category established by*
20 *another law enforcement academy for peace officers who are empowered*
21 *by law to perform a broad spectrum of law enforcement duties and whose*
22 *primary functions specifically include:*

23 *(a) Routine patrol;*

24 *(b) Criminal investigations;*

25 *(c) Enforcement of traffic laws; and*

26 *(d) Investigation of motor vehicle accidents.*

27 **Sec. 2.** 1. The personnel commission of the department of personnel
28 shall adopt the regulations required pursuant to section 1 of this act on or
29 before November 1, 1999.

30 2. Notwithstanding the provisions of section 1 of this act, the required
31 reimbursement does not apply to a state employee who begins training at a
32 law enforcement training academy before January 1, 2000.

33 **Sec. 3.** This act becomes effective upon passage and approval.