

CHAPTER 6700

BOARD OF PEACE OFFICER STANDARDS AND TRAINING

TRAINING AND LICENSING

6700 0800 LICENSING OF PEACE OFFICERS
 6700 1000 LICENSE RENEWAL
 6700 1100 LICENSING OF PART-TIME PEACE
 OFFICERS
 6700 1200 CONSTABLES
 INVESTIGATION AND RESOLUTION OF
 MISCONDUCT ALLEGATIONS
 6700 2000 DEFINITIONS
 6700 2100 SCOPE

6700 2200 DEVELOPMENT OF WRITTEN
 PROCEDURES
 6700 2300 AFFIRMATION OF COMPLIANCE
 6700 2400 COPIES OF PROCEDURES
 6700 2500 DOCUMENTATION OF COMPLAINTS
 6700 2600 PROCESSING OF COMPLAINTS

6700.0800 LICENSING OF PEACE OFFICERS.

[For text of subps 1 to 3, see M.R. 1983]

Subp. 4 **Licensing fee.** The appropriate licensing fee is \$15 if the licensee is to be licensed for 30 to 36 months; \$10 if the licensee is to be licensed for at least 18 months but less than 30 months, and \$5 if the licensee is to be licensed for at least six months but less than 18 months. No fee is owing if the applicant is to be licensed for less than six months.

[For text of subp 5, see M.R. 1983]

Statutory Authority: MS s 14.21 to 14.28; 16A.128 subd 2; 214.06; 626.843

History: 8 SR 2774

6700.1000 LICENSE RENEWAL.

[For text of subps 1 and 2, see M.R. 1983]

Subp. 3 **Certificate of renewal.** The executive director shall issue a certificate of renewal, which is valid for three years, to each applicant who has submitted the appropriate fee on or before June 30 of the year when the license becomes due for renewal and also completed the required hours of continuing education. The appropriate fees are \$15 for renewal of a peace officer license, \$7.50 for renewal of a part-time peace officer license, and \$15 for renewal of a constable license. The required hours of continuing education are:

A no hours for any part-time peace officer or for a peace officer or constable who has been licensed for less than six months;

B 16 hours for a peace officer or constable who has been licensed for at least six months but less than 18 months, no more than two of which consist of on-line shooting,

C. 32 hours for a peace officer or constable who has been licensed for at least 18 months but less than 30 months, no more than four of which consist of on-line shooting; and

D. 48 hours for a peace officer or constable who has been licensed for at least 30 months, no more than six of which consist of on-line shooting.

[For text of subp 4, see M.R. 1983]

Statutory Authority: MS s 14.21 to 14.28; 16A.128 subd 2; 214.06; 626.843

History: 8 SR 2774

6700.1100 LICENSING OF PART-TIME PEACE OFFICERS.*[For text of subps 1 to 8, see M.R. 1983]*

Subp. 9. Issuance of license. The executive director shall issue a part-time peace officer license to a provisionally licensed part-time peace officer who has passed the part-time peace officer licensing examination, submitted a written application for licensure, and paid the appropriate licensing fee. The period of initial licensure is determined by the initial letter of the licensee's surname, the date of expiration being determined by the provisions of part 6700.1000, subpart 1. The appropriate licensing fee is \$7.50 if the license is valid for at least 30 months but less than 36 months; \$5 if it is valid for at least 18 months but less than 30 months; and \$2.50 if it is valid for at least six months but less than 18 months. No fee is required if the applicant is to be licensed for less than six months.

*[For text of subps 10 and 11, see M.R. 1983]***Statutory Authority:** *MS s 14.21 to 14.28, 16A.128 subd 2; 214.06; 626.843***History:** *8 SR 2774***6700.1200 CONSTABLES.***[For text of subps 1 to 6, see M.R. 1983]*

Subp. 7. Issuance of license. The executive director shall issue a constable license to a provisionally licensed constable who has passed the constable licensing examination, submitted a written application for licensure, and paid the appropriate licensing fee. The period of initial licensure is determined by the initial letter of the licensee's surname, the date of expiration being determined by the provisions of part 6700.1000, subpart 1. The appropriate licensing fee is \$15 if the license is valid for at least 30 months but less than 36 months; \$10 if it is valid for at least 18 months but less than 30 months; and \$5 if it is valid for at least six months but less than 18 months. No fee is required if the applicant is to be licensed for less than six months.

*[For text of subps 8 and 9, see M.R. 1983]***Statutory Authority:** *MS s 14.21 to 14.28; 16A.128 subd 2; 214.06; 626.843***History:** *8 SR 2774***INVESTIGATION AND RESOLUTION OF MISCONDUCT ALLEGATIONS****6700.2000 DEFINITIONS.**

Subpart 1. Scope. For the purposes of this part the terms defined have the meanings given them.

Subp. 2. Data. "Data" means personnel data as defined in Minnesota Statutes, section 13.43, subdivision 1, which is public if it falls within the categories listed in subdivision 2 of that statute.

Subp. 3. Misconduct. "Misconduct" means an act or omission by an employee or appointee of an agency licensed by the board which may result in disciplinary action by the agency or appointing authority.

Statutory Authority: *MS s 626.843 subds 1,3 para (d); 626.845 subd 1; 626.849*

History: *8 SR 2145***6700.2100 SCOPE.**

The board recognizes the importance of the need for each agency and appointing authority to have and to use written procedures for the investigation and resolution of allegations of misconduct. The agency and appointing authority have the responsibility to impose the disciplinary sanctions they find appropriate for misconduct that occurs. Nothing in parts 6700.2000 to 6700.2600 shall be interpreted or is intended to authorize the board to approve, deny, or modify in any manner sanctions which may or may not be imposed by

the agency or appointing authority.

Statutory Authority: *MS s 626.843 subds 1,3 para (d); 626.845 subd 1, 626.849*

History: *8 SR 2145*

6700.2200 DEVELOPMENT OF WRITTEN PROCEDURES.

On or before October 1, 1984, the chief law enforcement officer shall establish written procedures for the investigation and resolution of allegations of misconduct against licensees employed or appointed by his agency. These procedures shall minimally specify:

- A. the misconduct which may result in disciplinary action;
- B. the process by which complaints will be investigated;
- C. the sanctions which may be imposed if a complaint is sustained;
- D. the appeal process for the licensee,
- E. the process which will be used to notify the complainant of the investigation and disposition; and
- F. the effective date of the procedures or subsequent modifications of the procedures

Statutory Authority: *MS s 626.843 subds 1,3 para (d); 626.845 subd 1; 626.849*

History: *8 SR 2145*

6700.2300 AFFIRMATION OF COMPLIANCE.

The chief law enforcement officer shall affirm to the board compliance with part 6700.2200 no later than October 15, 1984. If an agency begins operation after October 1, 1984, the chief law enforcement officer shall affirm to the board compliance with part 6700.2200 no later than 15 days after the agency begins operation.

Statutory Authority: *MS s 626.843 subds 1,3 para (d); 626.845 subd 1; 626.849*

History: *8 SR 2145*

6700.2400 COPIES OF PROCEDURES.

Copies of current written procedures governing allegations of misconduct shall be available to the public on request. Copies of written procedures governing allegations of misconduct and any subsequent modifications of the procedures shall be distributed by an agency to licensees who are employed or appointed by the agency.

Statutory Authority: *MS s 626.843 subds 1,3 para (d), 626.845 subd 1; 626.849*

History: *8 SR 2145*

6700.2500 DOCUMENTATION OF COMPLAINTS.

The chief law enforcement officer or his designee or designees shall maintain data concerning misconduct by licensees employed or appointed by the agency according to the provisions of Minnesota Statutes, sections 15.17 and 15.171. The board may request copies of this data. The chief law enforcement officer shall supply the data and an affidavit of compliance with part 6700.2200, item B to the board within five days of the request, excluding Saturdays, Sundays, and legal holidays. If compliance is not possible within that time, the chief law enforcement officer shall inform the board and shall have an additional five days

to comply with the request, excluding Saturdays, Sundays, and legal holidays.

Statutory Authority: *MS s 626.843 subds 1,3 para (d); 626.845 subd 1, 626.849*

History: *8 SR 2145*

6700.2600 PROCESSING OF COMPLAINTS.

Complaints which allege misconduct by a licensee shall be processed according to the agency's written procedures. Failure to comply with these procedures or any other provisions of parts 6700.2000 to 6700.2500 shall be grounds for disciplinary action against the chief law enforcement officer's license

Statutory Authority: *MS s 626 843 subds 1,3 para (d), 626.845 subd 1, 626.849*

History: *8 SR 2145*