

CHAPTER 1A

LAW ENFORCEMENT OFFICERS TRAINING AND EQUIPMENT FUND

Authority

N.J.S.A. 2C:43-3.3d and 52:17B-71q.

Source and Effective Date

R.2007 d.245, effective August 20, 2007.
See: 38 N.J.R. 3488(a), 39 N.J.R. 3543(a).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 1A, Law Enforcement Officers Training and Equipment Fund, expires on August 20, 2014. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Chapter 1A, Rules Implementing the Legislative Activities Disclosure Act, was adopted as R.1971 d.184, effective October 20, 1971. See: 3 N.J.R. 225(d).

Chapter 1A, Rules Implementing the Legislative Activities Disclosure Act, was repealed by R.1992 d.32, effective January 21, 1992. See: 23 N.J.R. 3077(a), 24 N.J.R. 289(a).

Chapter 1A, Law Enforcement Officers Training and Equipment Fund, was adopted as new rules by R.2000 d.79, effective March 6, 2000. See: 31 N.J.R. 2683(a), 32 N.J.R. 810(a).

Chapter 1A, Law Enforcement Officers Training and Equipment Fund, expired on March 6, 2005.

Chapter 1A, Law Enforcement Officers Training and Equipment Fund, was adopted as new rules by R.2007 d.245, effective August 20, 2007. See: Source and Effective Date.

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SUBCHAPTER 1. SCOPE AND DEFINITIONS

13:1A-1.1 Purpose and scope

The purpose of this chapter is to provide for the administration of the Law Enforcement Officers Training and Equipment Fund. The Fund is created under the provisions of P.L. 1996, c. 115, to support the development and provision of basic and in-service training courses for law enforcement officers. Monies from the Fund may also assist with the purchase of equipment to be used for the training of law enforcement officers. This chapter will govern the disbursement by allocation or award of monies from the Fund and the expenditure of monies that have been allocated or awarded.

13:1A-1.2 Legal authority

Under the Act, the Police Training Commission is responsible for the administration of the Fund. This chapter will set forth the Commission's obligations and responsibilities with respect to the Fund. This chapter is adopted under the Commission's authority as set forth in P.L. 1996, c. 115 and N.J.S.A. 52:17B-71h.

13:1A-1.3 Definitions

The definitions found at N.J.A.C. 13:1-1.1 shall also apply to this chapter. In addition, the following words and terms, when used in this chapter, shall have the following meanings unless the text clearly indicates otherwise.

"Act" means the Law Enforcement Officers' Protection Act, P.L. 1996, c. 115.

"Allocation" means a disbursement of monies from the Fund by the Police Training Commission on the basis of a formula.

"Award" means a disbursement of monies from the Fund by the Police Training Commission following the evaluation of applications received from Commission-approved schools.

“Commission-approved school” means a school approved by the Police Training Commission to conduct basic courses.

“Equipment” means materials and supplies that are necessary for or supplemental to basic and in-service training courses. The term may include, but is not limited to, office equipment, athletic equipment, instructional equipment, training aids and training simulators.

“Fund” means the Law Enforcement Officers Training and Equipment Fund established under P.L. 1996, c. 115.

“In-service course”, in addition to the definition contained in N.J.A.C. 13:1-1.1, shall also mean any program or course of training conducted subsequent to a basic course which is designed to improve or enhance the abilities and skills of permanently appointed law enforcement officers.

“Instructional resources” means those items that are a part of or supplemental to the instructional process. The term may include, but is not limited to, textbooks, workbooks, audio and video tapes and discs, computer software, student handouts, prepackaged instructional materials, curriculum and curriculum guides, examinations and other similar items. It may also include such items as classroom furniture and stationery supplies.

SUBCHAPTER 2. PURPOSE AND OBJECTIVES OF THE FUND

13:1A-2.1 Fund parameters

(a) The Fund shall support:

1. The development and provision of basic courses by Commission-approved schools;
2. The development and provision of in-service courses by approved schools; and
3. The purchase of equipment deemed necessary for or supplemental to the development and provision of basic and in-service courses.

13:1A-2.2 Permissible uses

(a) Monies from the Fund shall be used to:

1. Acquire instructional resources necessary for or supplemental to the provision of basic and in-service courses conducted by Commission-approved schools;
2. Lease, rent or acquire equipment necessary for or supplemental to the provision of basic and in-service courses conducted by approved schools;
3. Acquire the services of a third-party vendor to provide and implement in-service courses at approved schools;

4. Acquire the services of a third-party vendor to assist with the development and implementation of instructional resources including, but not limited to, textbooks, curriculum and curriculum guides, examinations, video training tapes or other student material;

5. Acquire technical and operational assistance or other expert and professional services to assist approved schools with the development and provision of basic and in-service courses; and

6. Make capital improvements to facilities utilized by approved schools to conduct basic courses, provided the total cost of the capital improvement does not exceed the total amount of monies available to the school from the Fund at the time an award or allocation is made.

13:1A-2.3 Impermissible uses

(a) Monies from the Fund shall not be used to defray those costs commonly associated with the routine operation and maintenance of facilities utilized by Commission-approved schools to conduct basic and in-service courses. Impermissible costs shall include, but not be limited to:

1. Indebtedness or obligations incurred due to the issuance of bonds or bond anticipation notes for capital improvements;
2. The provision of basic utility services, but not including cable television or satellite television services;
3. The provision of accidental, comprehensive or tort liability insurance for facilities utilized by approved schools or paid or volunteer staff employed by approved schools;
4. Routine maintenance of facilities used by approved schools to conduct basic and in-service courses; and
5. Wages, salaries, benefits and any other compensation related to the employment of instructional, administrative or support staff at approved schools.

SUBCHAPTER 3. APPLICATION PROCESS

13:1A-3.1 Distribution of applications

At least once each calendar year, the Commission shall decide whether to disburse monies from the Fund. The Commission may choose to forego disbursing monies from the Fund if the Commission determines that the Fund has not accumulated a sufficient amount of money to trigger the disbursement process. If the Commission decides to make disbursements from the Fund, each Commission-approved school may be eligible to receive an allocation of monies. In addition, the Commission will provide each school director with the appropriate application forms for an award. If the Commission decides not to disburse monies from the Fund,