

TITLE 13

LAW AND PUBLIC SAFETY

CHAPTER 1

POLICE TRAINING COMMISSION

Authority

N.J.S.A. 52:17B-71h.

Source and Effective Date

R.2004 d.4, effective December 1, 2003.
See: 35 N.J.R. 2806(a), 36 N.J.R. 197(a).

Chapter Expiration Date

Chapter 1, Police Training Commission, expires on December 5, 2008.

Chapter Historical Note

This chapter was adopted pursuant to authority of N.J.S.A. 52:17B-66 et seq., and became effective on December 12, 1969, as R.1969 d.26. See: 1 N.J.R. 15(a), 2 N.J.R. 5(a).

1970 Revisions: Amendments became effective September 28, 1970 as R.1970 d.120. See: 2 N.J.R. 67(f), 2 N.J.R. 94(b).

1972 Revisions: Amendments became effective September 12, 1972 as R.1972 d.178. See: 4 N.J.R. 167(a), 4 N.J.R. 241(a).

1975 Revisions: Amendments became effective December 15, 1975 as R.1975 d.370. See: 7 N.J.R. 384(a), 8 N.J.R. 48(a).

1976 Revisions: Amendments became effective February 4, 1976 as R.1976 d.35. See: 8 N.J.R. 137(a).

1978 Revisions: This chapter was repealed and new rules were adopted effective July 18, 1978 as R.1978 d.236. See: 10 N.J.R. 168(b), 10 N.J.R. 352(a).

1983 Revisions: Subchapter 1 was readopted pursuant to Executive Order 66(1978) effective July 19, 1983 with amendments effective August 15, 1983 as R.1983 d.316. See: 15 N.J.R. 866(a), 15 N.J.R. 1382(h).

1985 Revisions: Amendments became effective May 6, 1985 as R.1985 d.226. See: 17 N.J.R. 377(a), 17 N.J.R. 1130(a). Further amendments became effective August 5, 1985 as R.1985 d.405. See: 17 N.J.R. 1239(a), 17 N.J.R. 1899(b).

1986 Revisions: Amendments became effective June 16, 1986 as R.1986 d.235. See: 18 N.J.R. 397(a), 18 N.J.R. 1305(a).

1988 Revisions: Amendments became effective February 16, 1988 as R.1988 d.83. See: 19 N.J.R. 2123(a), 20 N.J.R. 403(b). Chapter 1 was repealed and new rules adopted effective July 5, 1988 (operative July 19, 1988) as R.1988 d.309. See: 20 N.J.R. 622(a), 20 N.J.R. 1563(a).

Pursuant to Executive Order No. 66(1978), Chapter 1, Police Training Commission, was readopted as R.1993 d.325, effective June 9, 1993. See: 25 N.J.R. 1336(a), 25 N.J.R. 2897(a).

Pursuant to Executive Order No. 66(1978), Chapter 1, Police Training Commission, was readopted as R.1998 d.330, effective June 4, 1998. See: 30 N.J.R. 1182(a), 30 N.J.R. 2506(a).

Chapter 1, Police Training Commission, was readopted as R.2004 d.4, effective December 1, 2003. See: Source and Effective Date. See, also, section annotations.

CHAPTER TABLE OF CONTENTS

SUBCHAPTER 1. DEFINITIONS

13:1-1.1 Definitions

SUBCHAPTER 2. GENERAL PROVISIONS

13:1-2.1 Relaxation of rules
13:1-2.2 Authority of the Commission Chairman

SUBCHAPTER 3. SCHOOL CERTIFICATION

13:1-3.1 Eligibility for certification
13:1-3.2 Application for certification
13:1-3.3 Notice of application
13:1-3.4 Application review
13:1-3.5 Hearing on application
13:1-3.6 School recertification
13:1-3.7 Suspension or revocation of certification

SUBCHAPTER 4. INSTRUCTOR CERTIFICATION

13:1-4.1 Certification requirement
13:1-4.2 Eligibility for certification
13:1-4.3 Certification process
13:1-4.4 Types of certification
13:1-4.5 Certification
13:1-4.6 Certification requirements for instructors of certain subjects
13:1-4.7 (Reserved)

SUBCHAPTER 5. LAW ENFORCEMENT OFFICER CERTIFICATION

13:1-5.1 Certification requirements: basic courses
13:1-5.2 Certification requirements: other courses
13:1-5.3 Revocation of certification

SUBCHAPTER 6. CURRICULUM

13:1-6.1 Curriculum and courses

SUBCHAPTER 7. SCHOOL ADMINISTRATION

13:1-7.1 School directors
13:1-7.2 Operating entity responsibilities

SUBCHAPTER 8. RESPONSIBILITIES OF LAW ENFORCEMENT AGENCIES AND OTHER AGENCIES

13:1-8.1 Certification required prior to acceptance of trainees into a basic course
13:1-8.2 Notification to school director
13:1-8.3 Other agencies
13:1-8.4 Waivers

SUBCHAPTER 9. APPEALS

13:1-9.1 Notice of appeal
13:1-9.2 Service of notice
13:1-9.3 Answer
13:1-9.4 Notice of hearing
13:1-9.5 Conduct of hearing
13:1-9.6 Enrollment of trainees previously dismissed from a Commission-approved course

SUBCHAPTER 1. DEFINITIONS

13:1-1.1 Definitions

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise.

"Appointing authority" means a person or group of persons having the power of appointment to or removal from offices, positions or employment under the jurisdiction of the Police Training Commission.

"Basic Course" means an entry-level training course at a Commission-approved school designed for trainees who are required by law to be trained under Commission jurisdiction.

"Certification" means a written statement issued by the Commission attesting that a school or individual has complied with Commission requirements.

"Commission" means the Police Training Commission.

"Commission Chairman" means the Attorney General of the State of New Jersey or his or her designee.

"Commission staff" means those employees of the Division of Criminal Justice assigned by the Director to administer the Police Training Act.

"Curriculum" means a specific course or the aggregate of courses of study at a Commission-approved school.

"In-service course" means any Commission-approved course of study which a trainee shall attend after completion of the basic course.

"Institution of higher learning" means any college or university licensed by the New Jersey Commission on Higher Education.

"Law enforcement agency" means any police force, corrections agency or juvenile justice agency functioning within this State whose employees come under the jurisdiction of the Commission and have by statute, ordinance or resolution the responsibility of detecting crime and apprehending offenders or enforcing the criminal or penal laws of this State or performing a custodial function for a juvenile justice agency.

"Medical examination" means a fitness evaluation of an individual by a licensed physician.

"Police instructor" means an individual who is employed as a police officer as defined in this subchapter and is certified by the Commission to teach at a Commission-approved school.

"Police officer" means any employee of a law enforcement agency, a correctional agency or a juvenile justice agency who, by statute, comes under the jurisdiction of the Commission or any member of a fire department or force who is assigned to an arson investigation unit pursuant to Public Law 1981, Chapter 409.

"Range master" means an individual certified by the Commission and appointed by a school director to control and supervise all activities at a firearms range.

"School" means an institution approved by the Commission to provide basic and/or in-service courses of study.

"School director" means an individual designated as having the responsibility for the administrative and day-to-day operations of a Commission-approved school.

"Special instructor" means a civilian who is not employed as a police officer as defined in this subchapter and is certified by the Commission to teach in a Commission-approved school.

"Subject" means a component of a curriculum dealing with a specific matter.

"Trainee" means an individual attending a Commission-approved school.

Amended by R.1989 d.260, effective May 15, 1989.
See: 21 N.J.R. 695(a), 21 N.J.R. 1365(a).

In "Appointing authority," "In-service course," and "Police officer," added words to include "corrections officers" and "juvenile detention officers" as personnel.

In "Basic Course," deleted "police" to describe training course.

In "Law enforcement agency," added "corrections authority" and "or penal."

Amended by R.1993 d.325, effective July 6, 1993.

See: 25 N.J.R. 1336(a), 25 N.J.R. 2897(a).

Amended by R.1998 d.330, effective July 6, 1998.

See: 30 N.J.R. 1182(a), 30 N.J.R. 2506(a).

Deleted "Administrator of Police Services" and "Scholarship recipient"; inserted "Commission Chairman"; rewrote "Appointing authority", "Law enforcement agency" and "Police officer"; in "In-service course", substituted a reference to trainees for a reference to police officers, corrections officers and juvenile detention officers; and in "Institution of higher learning", substituted a reference to the Commission on Higher Education for a reference to the Department of Higher Education.

SUBCHAPTER 2. GENERAL PROVISIONS

13:1-2.1 Relaxation of rules

The rules in this chapter shall be considered as general rules for the operation of the Commission and the administration of the Police Training Act. These rules have been designed to facilitate the education and training of police officers. The rules may be relaxed or dispensed with by the Commission in any instance where it shall be apparent to the Commission that strict adherence would result in an injustice to an individual or a law enforcement agency.