

44-4-404. Appointing authority responsible for applying standards. (1) It is the responsibility of a public safety officer's appointing authority to apply the employment standards and training criteria established by the council pursuant to this part, including but not limited to requiring the successful completion of minimum training standards within 1 year of the public safety officer's hire date and terminating the employment of a public safety officer for failure to meet the minimum standards established by the council pursuant to this part.

(2) (a) A public safety officer's appointing authority may apply to the council on behalf of the public safety officer for an extension to complete the minimum training standards. The extension may not exceed 180 days. The application must explain the circumstances that make the extension necessary.

(b) When granting an extension, the council may consider the following factors:

- (i) illness of the public safety officer or a member of the public safety officer's immediate family;
- (ii) lack of reasonable access to the basic equivalency course;
- (iii) an unreasonable shortage of personnel in the public safety officer's department; and
- (iv) any other factors the council considers relevant.

(3) (a) If a public safety officer who has not yet completed the minimum training standards is ordered to state or federal military duty within 1 year of the officer's hire date, the officer's employing agency shall notify the council within 10 days of the officer's departure for military duty. The public safety officer's 1-year period to complete minimum training standards must be stayed.

(b) Within 10 days of the public safety officer's return to the employing agency from military duty, the officer's employing agency shall notify the council. The public safety officer's 1-year period to complete minimum training standards must then resume.

History: En. Sec. 5, Ch. 506, L. 2007; amd. Sec. 1, Ch. 9, L. 2023; amd. Sec. 1, Ch. 10, L. 2023.

Compiler's Comments

2023 Amendments — Composite Section: Section 1, Ch. 9, L. 2023, inserted (2) regarding extensions to complete the minimum training standards; and made minor changes in style. Amendment effective February 16, 2023.

Section 1, Ch. 10, L. 2023, inserted (3) regarding military duty; and made minor changes in style. Amendment effective February 16, 2023.

Retroactive Applicability: Section 3, Ch. 10, L. 2023, provided: "[This act] applies retroactively, within the meaning of 1-2-109, to a public safety officer within 1 year of the officer's hire date who was ordered to state or federal military duty on or after July 1, 2022."