

## **Rule 11 – Provisional Certification**

*Effective November 15, 2020*

- (a) The Board is authorized to issue a provisional certification letter to any applicant who is authorized to serve as a certified peace officer by any other state or federal jurisdiction, excluding the armed forces, which has established minimum law enforcement training standards that are substantially equivalent to the standards established by Colorado as determined by the Director. The provisional applicant must be fully certified within the preceding three years and have served as a certified law enforcement officer in a full or part-time status in good standing in such other state or federal jurisdiction for more than one year, per § 24-31-308 (1)(a), C.R.S. The applicant must additionally meet all of the following requirements:
- (I) Possess and submit a copy of their high school diploma, or high school equivalency certificate, or other evidence of successful completion of high school, including official college transcripts or degree,
  - (II) Possess and submit a copy of their current first aid and cardiopulmonary resuscitation certification, or equivalents;
  - (III) Truthfully complete and submit the POST Form 3 – Application for Provisional Certification and a notarized copy of the Release of Information Form;
  - (IV) Is in good standing with Colorado POST as determined by the director;
  - (V) Successfully completes the fingerprint-based criminal history record check required under Rule 14;
  - (VI) If applicable, submits a copy of their official military discharge documents showing character of service and discharge under other than dishonorable conditions; and
  - (VII) Pass the certification examination or, if leaving active out-of-state (the state in which the individual is certified) or federal peace officer employment, pass the certification exam within six (6) months from the date of issuance of the provisional certification.
  - (VIII) Provisional certification applications are valid for one year from date of submission.

- (b) If an applicant becomes ineligible prior to receiving their provisional certification letter due to time-in-service requirements, the applicant must request and be granted a Rule 7 variance in order to move forward in the provisional process.

A provisional certification letter authorizes the holder to serve as a certified Colorado peace officer for not more than six (6) months.

- (c) At the discretion of the Director, a variance may grant a single six (6) month extension to the Provisional certification, upon the showing of good cause.
- (d) The Board shall issue a basic certificate to the holder of a provisional certification letter if such person satisfies one or any acceptable combination of the following skills proficiency requirements, or, if leaving active out-of-state (the state in which the individual is certified) or recognized federal peace officer employment, satisfies one or any acceptable combination of the following skills proficiency requirements within six (6) months from the date of issuance of the provisional certification:
  - I. Successfully completes skills training at a POST-approved basic peace officer training academy;
  - II. Successfully completes a POST-approved refresher academy, including the arrest control, law enforcement driving, and firearms skills training;
  - III. Passes a test out pursuant to Rule 16 with SME committee members or POST-approved designees who are not members of the applicant's employing agency.
- (e) Upon issuance of a provisional certification and appointment to an agency the individual must comply with the training requirements outlined in § 24-31-315, C.R.S., within six months of date of appointment.
  - I. Complete 2 hours of training in each of the following areas: anti-bias, community policing, situational de-escalation, and proper holds and restraints.
- (f) The POST-approved skills instructor must submit the completed *POST Skills Testing Grade Sheet* to POST.
- (g) Persons desiring additional time to complete the basic certification requirements beyond the initial six (6) months provided by the provisional

certification letter must submit a variance request to the Director and demonstrate good cause why such additional time should be granted.

- (h) An applicant may complete the provisional certification process while their application is valid, regardless if their provisional certification letter has expired. However, the applicant may not work as a certified peace officer if their provisional certification letter is not valid or has expired.