

MARYLAND REGISTER

## Proposed Action on Regulations

<b>Transmittal Sheet</b>  <b>PROPOSED OR REPROPOSED</b>  <b>Actions on Regulations</b>	<b>Date Filed with AELR Committee</b>	<b>TO BE COMPLETED BY DSD</b>
	02/11/2015	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

**1. Desired date of publication in Maryland Register: 3/20/2015**

**2. COMAR Codification**

**Title Subtitle Chapter Regulation**

12 04 01 14

**3. Name of Promulgating Authority**

Department of Public Safety and Correctional Services

**4. Name of Regulations Coordinator Telephone Number**

Gerald Loiacono 410-339-5075

**Mailing Address**

300 East Joppa Road

**City State Zip Code**

Towson MD 21286

**Email**

gloiacono@dpscs.state.md.us

**5. Name of Person to Call About this Document Telephone No.**

Thomas Smith 410-875-3605

**Email Address**

**6. Check applicable items:**

- New Regulations
- Amendments to Existing Regulations
  - Date when existing text was downloaded from COMAR online: 01/14/15.
- Repeal of Existing Regulations
- Recodification
- Incorporation by Reference of Documents Requiring DSD Approval
- Reproposal of Substantively Different Text:

: Md. R  
 (vol.) (issue) (page nos) (date)

Under Maryland Register docket no.: --P.

**7. Is there emergency text which is identical to this proposal:**

- Yes  No

**8. Incorporation by Reference**

Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

**9. Public Body - Open Meeting**

OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to State Government Article, §10-506(c), Annotated Code of Maryland.

OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

**10. Children's Environmental Health and Protection**

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

**11. Certificate of Authorized Officer**

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Stuart M. Nathan, Assistant Attorney General, (telephone #410-585-3070) on 2/3/15. A written copy of the approval is on file at this agency.

**Name of Authorized Officer**

Stephen T. Moyer

**Title**

Secretary, Public Safety and Correctional Service

**Telephone No.**

410-339-5000

**Date**

02/5/15

**Title 12**  
**DEPARTMENT OF PUBLIC SAFETY AND**  
**CORRECTIONAL SERVICES**

**Subtitle 04 POLICE TRAINING COMMISSION**

**12.04.01 General Regulations**

Authority: Correctional Services Article §2-109; Public Safety Article, §3-208(a);  
Annotated Code of Maryland

**Notice of Proposed Action**

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The Secretary of Public Safety and Correctional Services proposes to , in cooperation with the Police Training Commission, amend Regulation .14 under COMAR 12.04.01 - General Regulations.

This action was considered by the Police Training Commission at a public meeting on January 7, 2015.

**Statement of Purpose**

The purpose of this action is to provide that if the Police Training Commission denies providing a waiver of the Commission's General Regulation requirements for an individual, that the request for the waiver on behalf of the individual may not be again submitted to the Commission for two years.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

The proposed action has no economic impact.

**Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

**Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

**Opportunity for Public Comment**

Comments may be sent to Thomas C. Smith, Director Policy and Process Review, Maryland Police and Correctional Training Commissions, 6852 4th Street, Sykesville, Maryland 21784, or call 410-875-3605, or email to [tesmith@dpscs.state.md.us](mailto:tesmith@dpscs.state.md.us), or fax

to 410-875-3584. Comments will be accepted through April 20, 2015. A public hearing will be held, January 7, 2015

### **Economic Impact Statement Part C**

A. Fiscal Year in which regulations will become effective: FY 2015

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

Yes

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

General

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

E. If these regulations have no economic impact under Part A, indicate reason briefly:

This action has no economic impact as it will not create additional duties or costs to the agencies seeking waivers or the Commission.

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

These regulations affect State and local government only.

G. Small Business Worksheet:

Attached Document:

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## **Title 12 DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**

### **Subtitle 04 POLICE TRAINING COMMISSION**

#### **Chapter 01 General Regulations**

Authority: Correctional Services Article, §2-109; Public Safety Article, §3-208(a); Annotated Code of Maryland

#### **.14 Minimum Standards for Entrance-Level Training for Police Officers.**

A. – D. (text unchanged)

E. Waiver of an Entrance-Level Training Standard.

(1) – (7) (text unchanged)

(8) An agency head may [request] *petition* the Commission to review a decision by the Deputy Director to deny a waiver of an entrance-level training requirement.

*F. A petition for a waiver on behalf of an individual may not again be submitted under this regulation within two years after the date on which the Commission has:*

- (1) Denied the petition for the waiver on behalf of the individual; or*
- (2) Upheld the decision of the Deputy Director to deny the petition for a waiver.*