



Criminal Justice Standards and Training Commission

P.O. Box 1489 | Tallahassee, FL 32302-1489 | (850) 410-8600

CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION **TECHNICAL MEMORANDUM 2022-09**

Date: June 28, 2022

TO: Criminal Justice Agency Administrators
Criminal Justice Training Center Directors
Criminal Justice Selection Center Directors

FROM: Director Dean Register *DR*
Criminal Justice Professionalism Division

SUBJECT: New Florida Administrative Code Rules Effective June 23, 2022 and June 26, 2022

Effective June 23, 2022, numerous changes were made to Florida Administrative Code (F.A.C.) Rule Chapters 11B-20, 11B-21, and 11B-35 promulgated by the Commission and effective June 26, 2022, numerous changes were made to F.A.C. Rule Chapter 11B-27 promulgated by the Commission. The substantive changes are included in this technical memorandum; however, technical changes have not been included in this document.

The full rule language can be accessed at the FDLE web site located at <http://www.fdle.state.fl.us/CJSTC/Publications/CJSTC-FAC-Rules.aspx>.

The newly revised CJSTC forms, effective June 2022, may be accessed via the FDLE web site located at <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>.

The website link to the Active CJSTC Curricula is <http://www.fdle.state.fl.us/CJSTC/Curriculum/Active-Courses.aspx>

The significant **2021-2022** rule changes are as follows:

Rule 11B-20, F.A.C.

11B-20.001 - Definitions and Minimum Requirements for General Certification of Instructors.

11B-20.001(2)(a) This revision incorporates the revised Instructor Certification Application, form CJSTC-71. The form was revised to only require the last four digits of the instructor's social security number.

11B-20.001(3)(a)3.a. This revision incorporates the revised Instructor Competency Checklist, form CJSTC-81. The form was revised to only require the last four digits of the evaluator's social security number.

11B-20.001(3)(a)5.a. This revision incorporates the revised Affidavit of Separation, form CJSTC-61. The form was revised to clarify the employing agency's use of the form to process separating and re-employing officers who serve on active military duty.

11B-20.001(4) This revision incorporates the Instructor Exemption, form CJSTC-82. The form was effective May 2021, but was not included in a previous rule promulgation.

11B-20.0014 Minimum Requirements for High-Liability and Specialized Instructor Certifications.

11B-20.0014(1)(d) This revision incorporates the revised Instructor Competency Checklist, form CJSTC-81. The form was revised to only require the last four digits of the evaluator's social security number.

11B-20.0017 Maintenance and Duration of Instructor Certifications.

11B-20.0017(7)(a) This revision updates the rule reference to incorporate Specialized Instructor Certification.

Rule 11B-21, F.A.C.

11B-21.005 Criminal Justice Training School Requirements for Certification and Re-Certification.

11B-21.005(4)(a) This revision incorporates the revised Driving Range Facility and Equipment Requirements, form CJSTC-202. The form was revised to remove the requirements for slide initiating devices and paved skid pad areas for driving ranges.

Rule 11B-27, F.A.C.

11B-27.0011 Moral Character.

11B-27.0011(4)(b)1. This revision adds "video voyeurism" to the list of misdemeanor moral character violations.

11B-27.002 Certification and Employment or Appointment: Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers.

11B-27.002(1)(d) This revision incorporates the Physician's Assessment, form CJSTC-75. The form was effective May 2021, but was not included in a previous rule promulgation.

11B-27.002(3) This revision incorporates the revised Agency New Hire Report, form CJSTC-207. This form was revised to add a notation that the Fingerprint Notification, form CJSTC-62 is only required for private correctional employers.

11B-27.002(3)(a)15. This revision incorporates the revised Affidavit of Separation, form CJSTC-61. The form was revised to clarify the employing agency's use of the form to process separating and re-employing officers who serve on active military duty.

11B-27.00211 Fingerprint Processing and Criminal Record Results.

11B-27.00211(2)(a) This revision incorporates the revised Fingerprint Notification, form CJSTC-62. The form was revised to add the Department of Children and Families as an approving entity.

11B-27.00212 Maintenance of Officer Certification.

11B-27.00212(4) This revision incorporates the revised Mandatory Retraining Report, form CJSTC-74. The form was revised to add Misuse of Electronic Databases as a required training topic for law enforcement officers.

11B-27.00212(5)(e) This revision adds the mandatory training requirement in the Use of Electronic Databases to the 40-hour mandatory retraining requirements for law enforcement officers.

11B-27.00212(17)(a) - (d) This revision adds the one-time training requirement in recognition and responses to head trauma and brain injury in a child under 6 years of age to the training requirements for law enforcement officers.

11B-27.00212(18)(a) - (d) This revision adds the one-time training requirement in sexual assault investigations for law enforcement officers.

11B-27.00213 Temporary Employment Authorization.

11B-27.00213(2)(b) This revision incorporates the revised Firearms Performance Evaluation, form CJSTC-4. The form was revised to include Equivalency of Training (EOT) students; clarify only basic recruit and instructor students are required to pass a written end-of-course examination; and allow training schools to record when an EOT student fails to demonstrate the proficiency skills.

11B-27.00213(4)(b) This revision adds the allowance for someone who was previously employed on a Temporary Employment Authorization (TEA) to be employed on a second TEA in the same discipline within a four-year period.

11B-27.005 Revocation or Disciplinary Actions; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

11B-27.005(5)(a)11. This revision adds an enumerated penalty guideline for the felony charge of “abuse of children”.

11B-27.005(5)(a)21. This revision adds an enumerated penalty guideline for the felony charge of “obscenity”.

11B-27.005(5)(b)8. This revision adds an enumerated penalty guideline for the misdemeanor charge of “video voyeurism”.

11B-27.005(5)(b)21. This revision adds an enumerated penalty guideline for the misdemeanor charge of “obscenity”.

11B-27.013 Canine Team Certification.

11B-27.013(2)(e) This revision incorporates the revised Canine Team Certification Application, form CJSTC-70. The form was revised to only require the last four digits of the instructors’ social security numbers

Rule 11B-35, F.A.C.:

11B-35.002 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation.

11B-35.002(3)(a)3. This revision adds the allowance for a person who completes the Equivalency of Training (EOT) process to enroll in a cross-over training program without having to gain employment in the EOT discipline.

11B-35.002(6)(c)1. – 8. This revision removes retired courses that are no longer eligible for completion and revises the list of courses that are eligible for completion.

11B-35.0024 Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration.

11B-35.0024(3)(a)2. This revision incorporates the revised Defensive Tactics Performance Evaluation, form CJSTC-6. The form was revised to include Equivalency of Training (EOT) students; clarify only basic recruit and instructor students are required to pass a written end-of-course examination; allow training schools to record when an EOT student fails to demonstrate the proficiency skills; and adds lines for the student's name and student ID number to all pages.

11B-35.0024(3)(c)2. This revision incorporates the revised Firearms Performance Evaluation, form CJSTC-4. The form was revised to include EOT students; clarify only basic recruit and instructor students are required to pass a written end-of-course examination; and allow training schools to record when an EOT student fails to demonstrate the proficiency skills.

11B-35.0024(3)(f)2. This revision incorporates the revised First Aid Evaluation, form CJSTC-5. The form was revised to include EOT students; clarify only basic recruit and instructor students are required to pass a written end-of-course examination; and allow training schools to record when an EOT student fails to demonstrate the proficiency skills.

11B-35.0024(3)(h)2. This revision incorporates the revised Vehicle Operations Performance Evaluation, form CJSTC-7. The form was revised to include EOT students; clarify only basic recruit and instructor students are required to pass a written end-of-course examination; allow training schools to record when an EOT student fails to demonstrate the proficiency skills; remove the requirement that the Figure 8 and Braking exercises first; removes the requirement to use shuffle steering with certain exercises; removes the slide recovery exercise; makes the use of sirens optional for certain exercises; and makes practice runs optional for EOT students.

11B-35.009 Exemption from Basic Recruit Training.

11B-35.009(7) This revision requires all Equivalency of Training applicants for law enforcement to complete training in recognition and responses to head trauma and brain injury in a child under 6 years of age; elder abuse investigations; and sexual assault investigations as a part of their EOT process.

The 2021/2022 Forms Index of revised forms for Rule 11B, effective 6/2022 unless previously noted as having a different effective date, is listed below:

Form Number	Form Name	Form Action
CJSTC-4	Firearms Performance Evaluation	Revised
CJSTC-5	First Aid Performance Evaluation	Revised
CJSTC-6	Defensive Tactics Performance Evaluation	Revised
CJSTC-7	Vehicle Operations Performance Evaluation	Revised
CJSTC-61	Affidavit of Separation	Revised
CJSTC-62	Fingerprint Notification	Revised
CJSTC-70	Canine Team Certification Application	Revised
CJSTC-71	Instructor Certification Application	Revised
CJSTC-74	Mandatory Retraining Report	Revised
CJSTC-75	Physician's Assessment	Incorporated
CJSTC-81	Instructor Competency Checklist	Revised
CJSTC-82	Instructor Exemption	Incorporated
CJSTC-202	Driving Range Facility and Equipment Requirements	Revised
CJSTC-207	Agency New Hire Report	Revised

The newly revised CJSTC forms are available on the CJSTC Forms site at <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>.

If you have any questions regarding these rule changes, please contact Training and Research Manager Terry Baker, Bureau of Standards, at TerryBaker@fdle.state.fl.us or (850) 410-8688.

cc: Criminal Justice Standards and Training Commission