



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Criminal Justice Professionalism Program
Post Office Box 1489
Tallahassee, Florida 32302-1489
(850) 410-8600
www.fdle.state.fl.us

Rick Scott, *Governor*
Pam Bondi, *Attorney General*
Jeff Atwater, *Chief Financial Officer*
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June 14, 2012

**CRIMINAL JUSTICE STANDARDS & TRAINING COMMISSION
TECHNICAL MEMO 2012-11**

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

FROM: Program Director Jennifer C. Pritt
Criminal Justice Professionalism Program

SUBJECT: New Florida Administrative Code Rules effective May 21, 2012

Effective May 21, 2012, numerous changes were made to the Florida Administrative Code Rule Chapters promulgated by the Commission. Some of the substantive changes are included in this technical memorandum. Technical changes have not been noted in this technical memorandum. All the rule changes are attached to this technical memorandum. New additions or changes will be underlined and deletions will be struck through. The full rule language can be accessed at the FDLE web site located at www.fdle.state.fl.us.

11B-18.008 Areas of Responsibility.

(1)(a) - This revision removes the requirement that Regional Training Councils establish regional training priorities that conform to the Commission's Five Year Plan.

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

(3)(b)1 - This revision allows for training center director designees to evaluate an instructor applicant's qualifications for equivalent instructor training.

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

(10)(a) – This revision removes the requirement for applicants for the Correctional Probation Basic Recruit Training Program to complete the Basic Abilities Test.

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11B-27.0011 Moral Character.

(4)(b), (c) and (5) - These revisions add making obscene or harassing telephone calls and giving a false name or identification when lawfully arrested or detained as misdemeanor moral character violations; having a romantic association with an inmate, detainee, probationer, parolee, or community controllee as a moral character violation; and allows an officer to recant a statement made prior to the conclusion of the agency's internal investigation and defines when the agency's internal investigation is considered at a conclusion.

11B-27.00212 Maintenance of Officer Certification.

(14)(e) - This revision allows for an employing agency to request an exemption from the required firearms qualification for law enforcement officers who have a chronic illness.

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

(5)(b) and (6)(a) - These revisions make the penalty guideline for making obscene or harassing telephone calls and giving a false name or identification when lawfully arrested prospective suspension to revocation and add failing to respond to an Administrative Complaint issued by the Commission as an aggravating circumstance.

11B-30.006 State Officer Certification Examination General Eligibility Requirements

These revisions repeal the Application for State Officer Certification Examination form CJSTC-500 and the Training School Certification Examination Supplies Request form CJSTC-514.

11B-30.0062 State Officer Certification Examination Assignment and Retake Eligibility Requirements

(1) and (1)(e) - Implements the Computer-Based State Officer Certification Examination while allowing the paper and pencil exams to continue until full implementation and adds the new Florida CMS Correctional Basic Recruit Training Program to the list of required examinations.

11B-30.007 Application for the State Officer Certification Examination and Notification Process

This revises the application process to require all applications to be submitted electronically and identifies when an applicant can reschedule an examination without having to submit an additional application or examination fee.

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11B-30.0071 Examination Accommodations for Applicants with Disabilities

(2), (3), (4) and (6) - These revisions update the accommodations process for applicants with disabilities.

11B-30.008 State Officer Certification Examination Site Administration

This revises the exam site administration as it relates to authorized sites for the Computer-Based State Officer Certification Examination and examinee identification required. Repeals the Examination Admission Voucher, form CJSTC-517. **NOTE: Until the Computer-Based State Officer Certification Examination is fully implemented, training schools should continue to issue the Examination Admission Voucher, form CJSTC-517 to students who complete a Commission-approved Basic Recruit Training Program.**

11B-30.009 Applicant Conduct at Test Site and Notice of Protection of Program Privileges

(1) and (4) - This revises the applicant conduct requirements for the State Officer Certification Examination.

11B-30.011 Examination Scoring and Grade Notification

This revises the scoring and grade notification process to incorporate computer-based testing.

11B-30.012 Post Review of Examination Questions, Answers, Papers, Grades and Grading Key

(1) - This revises the post review of examination questions, answers, papers, grades and grading keys to incorporate computer-based testing.

11B-30.013 Challenge to Examination Results: Right of Hearing

This revises the process to challenge the examination results to incorporate computer-based testing.

11B-35.001 General Training Programs; Requirements and Specifications

(6)(b), (9)(d), (10), (12) and (16) - These revisions repeal the Role-Play Practicum Check Sheet, form CJSTC-3, update the Alcohol Testing Program course hours, implement the new Florida CMS Correctional Basic Recruit Training Programs, implement eLearning for Specialized Training Program Courses and implement the Computer-Based State officer Certification Examination.

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11B-35.0011 Requirements for Applicant Admission into a Law Enforcement, Correctional, and Correctional Probation Basic Recruit Training Program.

(1) and (1)(b) - This revision removes the requirement for applicants for the Correctional Probation Basic Recruit Training Program to pass a Basic Abilities Test.

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

(1)(b) - These revisions implement the new Correctional Basic Recruit Training Programs.

11B-35.007 Specialized Training Program

(2)(b)9 – This revision removes the 4 hour minimum requirement for a specialized course.

(5) – This revision removes the specialized courses related to alcohol breath testing from 11B35.007(4) and creates a new rule section for these courses.

(6) – This revision requires training centers to maintain login records or electronic records for all participants who take a specialized course via eLearning.

(8) – This revision implements eLearning for specialized courses allowing for Criminal Justice Trust Fund monies to be expended on the courses. It further identifies the requirements that must be met to present an eLearning course.

11B-35.009 Exemption from Basic Recruit Training.

(2)(a) – This revision allows a person to use completion of a previous Commission-approved Basic Recruit Training Course for an exemption from training even if the person is applying as an out-of-state of federal officer.

(3)(a), (b) and (c) – These revisions update comparable training topics for the Commission-approved Basic Recruit Training Programs.

(4) – This revision defines an eight year break in service as it applies to previously sworn Florida officers and clarifies that a person must have been certified to qualify as a previously sworn Florida officer.

(6) – This revision allows a person to apply for subsequent exemptions from training if they are unable to fulfill the requirements within one year. It also removes the requirement for training centers to issue the Examination Admission Voucher form CJSTC 517. **NOTE: Until the Computer-Based State Officer Certification Examination is fully implemented, training schools should continue to issue the Examination Admission Voucher, form CJSTC-517 to students who complete a demonstration of proficiency course.**

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(7) – This revision clarifies that regardless of the number of exemptions from training a person receives, they may only take the State Officer Certification Examination a total of three times before having to complete a Commission-approved Basic Recruit Training Program.

If you have any questions regarding these rule changes, please contact Terry Baker, Training and Research Manager in the Bureau of Standards at (850) 410-8688.

JCP//tb/djh

cc: Criminal Justice Standards and Training Commission Members