

SENATE FILE 2047
BY HUSAK

FILED JAN 10 1990

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to training requirements for reserve peace
2 officers.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2047

1 Section 1. Section 80D.1, unnumbered paragraph 1, Code
2 1989, is amended to read as follows:

3 The governing body of a city, county, or the state of Iowa
4 may provide for the establishment of a force of reserve peace
5 officers, and may limit the size of the reserve force. In the
6 case of the state, the department of public safety shall act
7 as the governing body. ~~A reserve peace officer is a~~
8 ~~volunteer, nonregular, sworn member of a law enforcement~~
9 ~~agency who serves with or without compensation, has regular~~
10 ~~police powers while functioning as an agency's representative~~
11 ~~and participates on a regular basis in the agency's activities~~
12 ~~including those of crime prevention and control, preservation~~
13 ~~of the peace and enforcement of the law.~~

14 Sec. 2. NEW SECTION. 80D.1A DEFINITIONS.

15 As used in this chapter, unless the context otherwise
16 requires:

17 1. "Minimum training course" means a curriculum of one
18 hundred fifty hours of training and instruction required for
19 certification as a reserve peace officer, excluding weapons
20 training.

21 2. "Reserve force" means an organization of reserve peace
22 officers established as provided in this chapter.

23 3. "Reserve peace officer" means a volunteer, nonregular,
24 sworn member of a law enforcement agency who serves with or
25 without compensation, has regular police powers while func-
26 tioning as a law enforcement agency's representative, and
27 participates on a regular basis in the law enforcement
28 agency's activities including crime prevention and control,
29 preservation of the peace, and enforcement of law.

30 Sec. 3. Section 80D.3, Code 1989, is amended by striking
31 the section and inserting in lieu thereof the following:

32 80D.3 TRAINING STANDARDS.

33 1. Each person appointed to serve as a reserve peace
34 officer shall satisfactorily complete a minimum training
35 course as provided in this section. In addition, if a reserve

1 peace officer is authorized to carry weapons, the officer
2 shall satisfactorily complete the same training course in the
3 use of weapons as is required for basic training of regular
4 peace officers by the Iowa law enforcement academy. The
5 minimum training course for reserve peace officers must be
6 satisfactorily completed within four years from the date of
7 appointment. If reserve officer training received before the
8 effective date of this Act meets the requirements of this
9 section, the training may be applied to meet the minimum
10 training course requirements of this section.

11 2. A reserve peace officer who does not carry a weapon
12 shall not be required to complete a weapons training course,
13 but the officer shall comply with all other training require-
14 ments.

15 3. A person appointed to serve as a reserve peace officer,
16 who has received basic training as a peace officer and has
17 been certified by the Iowa law enforcement academy pursuant to
18 chapter 80B and rules adopted pursuant to chapter 80B, may be
19 exempted from completing the minimum training course at the
20 discretion of the appointing authority if the officer meets
21 one of the following qualifications:

22 a. The appointee is serving as a regular peace officer
23 with a bona fide law enforcement agency when the application
24 for a reserve peace officer appointment is made.

25 b. The appointee has served as a regular peace officer
26 with a bona fide law enforcement agency within three years of
27 the date of application for appointment as a reserve peace
28 officer.

29 4. The minimum training course required for a reserve
30 peace officer shall be conducted pursuant to sections 80D.4
31 and 80D.7, and the following training schedule:

32 a. During the first year, thirty hours of general law
33 enforcement training is required as provided in section 80D.4
34 and as prescribed by the Iowa law enforcement academy council.
35 If weapons are to be carried, a reserve peace officer shall

1 complete a weapons training course having the same number of
2 hours of training as is required of regular peace officers in
3 basic training pursuant to section 80D.7.

4 b. During the second through the fourth year, forty hours
5 of training shall be provided each year. Ten hours annually
6 shall be obtained by each reserve peace officer working with a
7 regular peace officer. The remaining thirty hours annually
8 shall be selected by the appointing authority from the
9 approved basic training curriculum established by the Iowa law
10 enforcement academy for use in training regular peace
11 officers.

12 Sec. 4. Section 80D.4, Code 1989, is amended to read as
13 follows:

14 80D.4 TRAINING.

15 Training for individuals appointed as reserve peace
16 officers shall be provided by that law enforcement agency, but
17 may be obtained in a merged area school or other facility
18 selected by the individual and approved by the law enforcement
19 agency. Upon satisfactory completion of training, the chief
20 of police, sheriff, or commissioner of public safety shall
21 certify the individual as a reserve peace officer. Initial
22 ~~training shall be completed within one year from the date of~~
23 ~~appointment.~~

24 Sec. 5. Section 80D.7, Code 1989, is amended to read as
25 follows:

26 80D.7 CARRYING WEAPONS.

27 A member of a reserve force shall not carry a weapon in the
28 line of duty until the member has been approved by the
29 governing body and certified by the Iowa law enforcement
30 academy council to carry weapons. ~~Individuals serving as~~
31 ~~reserve peace officers as of July 17, 1980 are exempt from the~~
32 ~~certification requirements of this section pending completion~~
33 ~~of approved training or until one year from the effective date~~
34 ~~of this chapter, whichever comes first.~~ After approval and
35 certification, a reserve peace officer may carry a weapon in

1 the line of duty only when authorized by the chief of police,
2 sheriff, or commissioner of public safety or the director's
3 designee, as the case may be.

4 Sec. 6. APPLICABILITY.

5 A reserve peace officer who has been certified pursuant to
6 section 80D.4 before the effective date of this Act must com-
7 plete the minimum training course required pursuant to section
8 3 of this Act within four years of the effective date of this
9 Act to remain certified. Training completed before the
10 effective date of this Act may be used to fulfill the require-
11 ments of the minimum training course if the training received
12 meets the requirements specified in section 3 of this Act.

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EXPLANATION

14 This bill increases the amount of training that reserve
15 peace officers are required to have from thirty hours within
16 one year of their appointment to one hundred fifty hours
17 within four years of their appointment. In addition to the
18 one hundred fifty hours of training, the same number of hours
19 in weapons training as is required of regular peace officers
20 in basic training will be required of reserve peace officers
21 who will carry weapons. Thirty hours will be spent in general
22 law enforcement training as prescribed by the Iowa law
23 enforcement academy council, and thirty hours in field
24 training. The remaining ninety hours of training will be
25 selected by the appointing authority from the approved basic
26 training curriculum established by the Iowa law enforcement
27 academy for use in training regular law enforcement officers.
28 Incumbent reserve peace officers will have four years to
29 satisfy the training requirements of this Act.

30 This bill may create a state mandate pursuant to chapter
31 25B.

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