

REFERENCE TITLE: peace officer standards board; membership

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HB 2349

Introduced by
Representative Payne

AN ACT

AMENDING SECTION 41-1821, ARIZONA REVISED STATUTES; RELATING TO THE ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1821, Arizona Revised Statutes, is amended to
3 read:

4 41-1821. Arizona peace officer standards and training board;
5 membership; appointment; term; vacancies;
6 meetings; compensation; acceptance of grants

7 A. The Arizona peace officer standards and training board is
8 established and consists of thirteen members appointed by the governor.
9 The membership shall include:

10 1. Two sheriffs, one of whom is appointed from a county having a
11 population of two hundred thousand or more persons and the remaining
12 sheriff who is appointed from a county having a population of less than
13 two hundred thousand persons.

14 2. Two chiefs of police, one of whom is appointed from a city or
15 federally recognized Native American tribe having a population of sixty
16 thousand or more persons and the remaining chief who is appointed from a
17 city or federally recognized Native American tribe having a population of
18 less than sixty thousand persons.

19 3. A college faculty member in public administration or a related
20 field.

21 4. The attorney general.

22 5. The director of the department of public safety.

23 6. The director of the state department of corrections.

24 7. One member who is employed in administering county or municipal
25 correctional facilities.

26 8. Two certified law enforcement officers who have knowledge of and
27 experience in representing peace officers in disciplinary cases, ~~One of~~
28 ~~the certified law enforcement officers must have a rank of officer and the~~
29 ~~other must have a rank of deputy.~~ NEITHER OF WHOM SERVES IN A SUPERVISORY
30 CAPACITY AND BOTH OF WHOM MUST BE FROM DIFFERENT LAW ENFORCEMENT
31 AGENCIES. One of the appointed officers must be from a county with a
32 population of less than five hundred thousand persons.

33 9. Two public members.

34 B. Before appointment by the governor, a prospective member of the
35 board shall submit a full set of fingerprints to the governor for the
36 purpose of obtaining a state and federal criminal records check pursuant
37 to section 41-1750 and Public Law 92-544. The department of public safety
38 may exchange this fingerprint data with the federal bureau of
39 investigation.

40 C. The governor shall appoint a chairman from among the members at
41 its first meeting and every year thereafter, except that an ex officio
42 member shall not be appointed chairman. The governor shall not appoint
43 more than one member from the same law enforcement agency. No board
44 member who was qualified when appointed becomes disqualified unless the

1 member ceases to hold the office that qualified the member for
2 appointment.

3 D. Meetings shall be held at least quarterly or on the call of the
4 chairman or by the written request of five members of the board or by the
5 governor. A vacancy on the board shall occur when a member except an ex
6 officio member is absent without the permission of the chairman from three
7 consecutive meetings. The governor may remove a member except an ex
8 officio member for cause.

9 E. The term of each regular member is three years unless a member
10 vacates the public office that qualified the member for this appointment.

11 F. The board members are not eligible to receive per diem but are
12 eligible to receive reimbursement for travel expenses pursuant to title
13 38, chapter 4, article 2.

14 G. On behalf of the board, the executive director may seek and
15 accept contributions, grants, gifts, donations, services or other
16 financial assistance from any individual, association, corporation or
17 other organization having an interest in police training, and from the
18 United States of America and any of its agencies or instrumentalities,
19 corporate or otherwise. Only the executive director of the board may seek
20 monies pursuant to this subsection. Such monies shall be deposited in the
21 fund created by section 41-1825.

22 H. Membership on the board shall not constitute the holding of an
23 office, and members of the board shall not be required to take and file
24 oaths of office before serving on the board. No member of the board shall
25 be disqualified from holding any public office or employment nor shall
26 such member forfeit any such office or employment by reason of such
27 member's appointment, notwithstanding the provisions of any general,
28 special or local law, ordinance or city charter.

29 Sec. 2. Retention of members

30 Notwithstanding section 41-1821, Arizona Revised Statutes, as
31 amended by this act, all persons serving as members of the Arizona peace
32 officer standards and training board on the effective date of this act may
33 continue to serve until the expiration of their normal terms. The governor
34 shall make all subsequent appointments as prescribed by statute.