

Senate Engrossed

certified peace officers; hiring reimbursement

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

**CHAPTER 73**

**SENATE BILL 1369**

AN ACT

AMENDING TITLE 41, CHAPTER 12, ARTICLE 8, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 41-1828.02; RELATING TO PEACE OFFICERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 41, chapter 12, article 8, Arizona Revised  
3 Statutes, is amended by adding section 41-1828.02, to read:

4 41-1828.02. Certified peace officers; hiring reimbursement;  
5 definition

6 A. A LAW ENFORCEMENT AGENCY IN THIS STATE OR A CITY, TOWN, COUNTY  
7 OR POLITICAL SUBDIVISION OF THIS STATE THAT EMPLOYS A PEACE OFFICER AND  
8 THAT PAYS THE COSTS OF THE PEACE OFFICER'S CERTIFICATION AND TRAINING  
9 UNDER SECTION 41-1822 MAY SEEK REIMBURSEMENT FOR THE COSTS OF THE LAW  
10 ENFORCEMENT OFFICER'S TRAINING AND CERTIFICATION FROM A HIRING LAW  
11 ENFORCEMENT AGENCY. THE HIRING LAW ENFORCEMENT AGENCY SHALL REIMBURSE ALL  
12 OF THE COSTS RELATED TO THE PEACE OFFICER'S CERTIFICATION AND TRAINING,  
13 INCLUDING TRAVEL, HOUSING AND SALARY DURING THE TRAINING, AS FOLLOWS:

14 1. ONE HUNDRED PERCENT OF ALL COSTS, IF THE CERTIFIED PEACE OFFICER  
15 LEAVES THE ORIGINAL LAW ENFORCEMENT AGENCY WITHIN TWELVE MONTHS AFTER  
16 EMPLOYMENT.

17 2. SEVENTY-FIVE PERCENT OF ALL COSTS, IF THE CERTIFIED PEACE  
18 OFFICER LEAVES THE ORIGINAL LAW ENFORCEMENT AGENCY AFTER TWELVE MONTHS AND  
19 NOT MORE THAN TWENTY-FOUR MONTHS AFTER EMPLOYMENT.

20 3. FIFTY PERCENT OF ALL COSTS, IF THE CERTIFIED PEACE OFFICER  
21 LEAVES THE ORIGINAL LAW ENFORCEMENT AGENCY AFTER TWENTY-FOUR MONTHS AND  
22 NOT MORE THAN THIRTY-SIX MONTHS AFTER EMPLOYMENT.

23 B. THE ORIGINAL LAW ENFORCEMENT AGENCY MAY WAIVE REIMBURSEMENT FOR  
24 A CERTIFIED PEACE OFFICER WHO VOLUNTARILY LEAVES EMPLOYMENT AND WHO IS  
25 SUBSEQUENTLY EMPLOYED BY THE HIRING LAW ENFORCEMENT AGENCY FOR ANY REASON.  
26 EMPLOYEE HARDSHIP AND EXTENUATING FAMILY CIRCUMSTANCES SHALL BE CONSIDERED  
27 PRESUMPTIVE REASONS FOR REIMBURSEMENT WAIVERS.

28 C. THE HIRING LAW ENFORCEMENT AGENCY MAY NOT REQUIRE A CERTIFIED  
29 PEACE OFFICER TO ASSUME RESPONSIBILITY FOR REPAYING THE PEACE OFFICER'S  
30 CERTIFICATION COSTS OR ANY OTHER RELATED COSTS IN AN EFFORT TO BE  
31 REIMBURSED PURSUANT TO THIS SECTION.

32 D. WHEN MAKING EMPLOYMENT DECISIONS, A HIRING LAW ENFORCEMENT  
33 AGENCY MAY NOT CONSIDER WHETHER THE HIRING LAW ENFORCEMENT AGENCY WILL BE  
34 REQUIRED TO MAKE REIMBURSEMENT FOR CERTIFICATION AND TRAINING COSTS  
35 PURSUANT TO THIS SECTION IF A PARTICULAR APPLICANT IS EMPLOYED.

36 E. THE ORIGINAL LAW ENFORCEMENT AGENCY SHALL SUBMIT AN ITEMIZED  
37 STATEMENT TO THE CERTIFIED PEACE OFFICER'S HIRING LAW ENFORCEMENT AGENCY  
38 FOR PAYMENT AND MAY ENFORCE COLLECTION OF ANY OBLIGATION THROUGH CIVIL  
39 REMEDIES AND PROCEDURES.

40 F. FOR THE PURPOSES OF THIS SECTION, "HIRING LAW ENFORCEMENT  
41 AGENCY" MEANS A LAW ENFORCEMENT AGENCY IN THIS STATE OR A CITY, TOWN,  
42 COUNTY OR POLITICAL SUBDIVISION OF THIS STATE THAT DOES BOTH OF THE  
43 FOLLOWING:

1           1. SUBSEQUENTLY HIRES A CERTIFIED PEACE OFFICER AFTER THE CERTIFIED  
2 PEACE OFFICER VOLUNTARILY LEAVES THE EMPLOYMENT OF THE LAW ENFORCEMENT  
3 AGENCY THAT PAID THE PEACE OFFICER'S COSTS OF CERTIFICATION.  
4           2. HIRED THE OFFICER AS A CERTIFIED PEACE OFFICER.  
5           G. A LAW ENFORCEMENT AGENCY SHALL INCLUDE AN EXPLANATION OF THE  
6 HIRING REIMBURSEMENT REQUIREMENTS PRESCRIBED BY THIS SECTION IN THE  
7 EMPLOYMENT DOCUMENTATION PROVIDED TO A CERTIFIED PEACE OFFICER DURING THE  
8 LAW ENFORCEMENT AGENCY'S HIRING PROCESS.  
9           H. THIS SECTION DOES NOT APPLY TO AN EMPLOYEE WHO LEAVES THE  
10 ORIGINAL LAW ENFORCEMENT AGENCY AND IS NOT EMPLOYED AS A CERTIFIED PEACE  
11 OFFICER FOR ONE YEAR OR MORE AND IS SUBSEQUENTLY HIRED BY A HIRING LAW  
12 ENFORCEMENT AGENCY.

APPROVED BY THE GOVERNOR APRIL 18, 2023.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 18, 2023.