

1 AN ACT relating to peace officer certification.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS 15.380 TO 15.404 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) A law enforcement agency, or other unit of government listed in KRS 15.380 that*
6 *employs a peace officer may petition the department for a special accommodation*
7 *certification of a person for a peace officer position. If granted, that person shall*
8 *possess certification status as defined in KRS 15.386 upon the completion of the*
9 *training requirements set out in this section. Upon employment, and during*
10 *training, that person shall possess precertification status as defined in KRS*
11 *15.386.*

12 *(2) The department shall grant a special accommodation certification to a person if:*

13 *(a) The law enforcement agency, or other unit of government listed in KRS*
14 *15.380 asserts that it has:*

15 *1. Had a peace officer vacancy to fill in the agency or other unit of*
16 *government for greater than six (6) months at the time of petition;*

17 *2. Actively sought to fill the vacancy using traditional or common means*
18 *of seeking candidates to fill the vacancy;*

19 *3. Not created the vacancy solely to justify a petition under this section;*

20 *and*

21 *4. At the time of application, no other peace officer employed under a*
22 *special accommodation certification; and*

23 *(b) The person:*

24 *1. Has successfully completed a law enforcement training academy in*
25 *another state that is sanctioned in that state, whether or not the person*
26 *at the time of application was actively certified by that state at the time*
27 *of application;*

- 1 2. Meets the minimum requirements set out in subsections (1) to (15) and
2 (17) of KRS 15.382; and
- 3 3. Was not subject in the state of original certification to any of the
4 conditions that would warrant the revocation of certification in the
5 Commonwealth as set out in KRS 15.391(3)(a).
- 6 (3) A person granted a special accommodation certification shall only be required to
7 complete the training set out in KRS 15.386(3)(b)2., and, during the second year
8 of employment and every year thereafter, the in-service training as required by
9 KRS 15.404.
- 10 (4) A special accommodation certification shall only be granted while the person is
11 employed with the law enforcement agency or other unit of government listed in
12 KRS 15.380 making the petition under this section. A person who departs
13 employment with the law enforcement agency or other unit of government and
14 loses a special accommodation certification may seek to join another law
15 enforcement agency or other unit of government, but the agency or other unit of
16 government hiring that person shall be required to petition for a special
17 accommodation certification for that person, or the person shall otherwise follow
18 the procedures for initial certification under the provisions of KRS 15.380 to
19 15.404 appropriate for his or her status as determined by the department. The
20 department shall not grant special accommodation certification if the person has
21 his or her special accommodation certification revoked under KRS 15.391.