

Close Up

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Upcoming Events

- 2012 Quarterly Meetings
 - September 6, 2012
 - December 6, 2012
- Training Coordinators' Conference
 - November 12-15, 2012

How Does TCLEOSE Change Rules?

Many of you are aware of the rule changes the Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE) put into effect on July 12, 2012. What you may be wondering is how TCLEOSE goes about making the rule changes, and how they determine when the rules go into effect.

The Texas Administrative Procedures Act outlines the steps necessary for a state agency to adopt rules. TCLEOSE follows this outline to propose and adopt rules as follows.

1. Commissioners are notified prior to the quarterly meeting of proposed rule changes.
2. Proposed rule changes appear on the TCLEOSE website prior to the quarterly meeting.



3. Commissioners review the proposed rule changes in open meeting and vote on the proposals.

4. Proposed rule changes appear in the Texas Register for the required number of days.

5. Public comments on the proposed rule changes are received by TCLEOSE and reported to the commission-

ers at the next quarterly meeting.

6. Commissioners are sent final rules prior to the quarterly meeting.

7. Final rules appear on the TCLEOSE website prior to the quarterly meeting.

8. Commissioners vote to adopt the final rules in open meeting.

9. Final rules appear in the Texas Register.

10. Twenty (20) days after appearing in the Texas Register, or a selected date later than the 20 days, the rules become effective.

For a complete listing of rule changes effective July 12, 2012, see page 2–5.

2011 Achievement Awards

The State of Texas Law Enforcement Achievement Awards is an annual event honoring TCLEOSE licensed peace officers, reserve officers, jailers, and custodial officers who have excelled at their job performance in the areas of professional achievement, public service, or valor. The deadline for 2012 nomination sub-

mission is December 31, 2012. Nomination packets can be found on the TCLEOSE website at:

http://www.tcleose.state.tx.us/content/achievement_awards.cfm

For more on this year's 2011 award ceremony, see page 8.

July 12, 2012 Rule Changes

As of July 12, 2012, several TCLEOSE rules were changed. Here is a synopsis of those rule changes. The most current TCLEOSE Rules Handbook is published on the TCLEOSE website at: http://www.tcleose.state.tx.us/content/rules_and_statutes.cfm

211.1 Definitions

(a)(29) High School Diploma: was amended to comply with requirements of §1701.255 Enrollment Qualifications.

(a)(51) Reactivate: was amended to include requirements in becoming inactive. *(The change was made to accommodate the changes in §217.19.)*

(a)(54) Restore: was deleted as the term or the action is not used in current rules.

217.1 Minimum Standards for Initial Licensure

(a)(12)(B), (e)(2), (g), (h), (i) and (j) were amended to provide continuity in referencing legal codes.

(i)(3) was deleted to comply with Texas Occupations Code §1701.311, Provisional License for Workforce Shortage.

(j)(3) was deleted to comply with Texas Occupations Code §1701.310, Appointment of County Jailer; Training Required. Statute provides that training must be completed before the first anniversary from the date the temporary jailer was appointed.

217.7 Reporting Appointment and Separation

(a)(2)(A) was amended to clarify that the background was to include investigation into criminal, employment, and education background.

(d) was amended to clarify what documents are required for appointees with less than 180 day break in service.

(e)(1) was added to require agency to comply with requirements of subsection (a) for appointees with more than 180 break in service *(requires employment reports from TCLEOSE, background investigation, written consent form, must obtain service and educational records, and must contact previous law enforcement employers.)*.

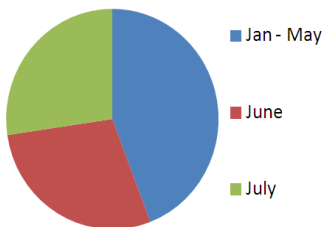
217.11 Legislatively Required Continuing Education for Licensees

(e) was deleted as telecommunicator training is not "continuing" education. Telecommunicators are not licensees. Education requirements will be included in §217.2 Minimum Standards for Telecommunicators.

The forms to comply with §217.7 (a)(2)(A) and (B) are available on the TCLEOSE website. [Click here to locate the Background and Personal History Statement, and Release of Information forms](#)

June and July 2012, TCLEOSE saw a major increase in the amount of reactivation applications. The influx was most likely the result of the rule change impacting reactivations. The pie chart below shows how the number of reactivations received in June and July compare to the beginning of the year. As you can see, in two months alone, TCLEOSE received more reactivations than in the preceding five months combined!

2012 Reactivations



**Data taken as of July 19, 2012*

217.19 Reactivation of a License

The rule changes in §217.19 affect the requirements of additional rules. Rules which are affected by the changes in §217.19 are:

211.1 (51) definition of "reactivate"

217.20 Retired Peace Officer Reactivation

219.1 Eligibility to Take State Examinations

219.2 Reciprocity for Out-of-State Peace Officers, Federal Criminal Investigators, and Military Police

223.17 Reinstatement of a License

(a) was amended to define when a license becomes "inactive" as:

1. Not appointed at the end of the unit or cycle; and
2. Did not meet training requirements.

(d) was amended to include reactivation requirements for inactive licensees with less than two years break in service.

1. Meet current licensing standards;
2. Complete required continuing education training; and
3. Make application and pay fee.

(e) was added to include reactivation requirements for inactive licensees with two years break in service but less than 5 years.

1. Meet current licensing standards;
2. Complete supplemental peace officer course;
3. Make application and pay fee; and
4. Pass licensing exam.

(f) was added to include reactivation requirements for inactive licensees with 5 years or more break in service.

1. Meet current enrollment standards
2. Meet the current licensing standards;
3. Complete basic licensing course;
4. Make application and pay fee; and
5. Pass licensing exam.

217.20 Retired Peace Officer Reactivation

(a) was amended to define when a license becomes inactive (*change corresponds with change in 217.19(a).*)

1. Not appointed at the end of the unit or cycle; and
2. Did not meet training requirements.

(c) was amended to list requirements for retired reactivation:

1. Meet current licensing standards;
2. Meet current continuing education requirements; and
3. Make application and submit fees.

(d) was added to exclude this section for licensees exempted from continuing education requirements under Texas Occupations Code 1701.356 (*if exempted from continuing education then licensee that meets the requirements of 1701.356 can never be delinquent in meeting training requirements.*)

July 12, 2012 Rule Changes Continued...

219.1 Eligibility to Take State Exams

The changes in the rule and grammatical changes were best accomplished by repealing and rewriting the rule. Substantive changes are noted below.

(a) *Grammatical change (No change from current requirement.)*

(b) Eligibility to take exam:

1. Completed basic licensing course or academic alternative *(No change from current rule.)*
2. Meet requirements of 217.19 *(No change from current requirement.)*
3. Meet 223.17 reinstatement requirements
4. Meet requirements of 219.2 out of state/military/federal officer *(No change from current requirement.)*
5. TDCJ officer can test under statute *(No change from current requirement.)*

(c) *(No change from current requirement.)*

(d) Examinee will be allowed 3 attempts at test; All attempts must be completed within 180 days; Any remaining attempts become invalid on the 181st day. Any remaining attempts after examinee passes the exam becomes invalid. If exam attempt is invalidated for any other reason that attempt will count as one of the three attempts.

(e) Examinee must repeat licensing course if

1. Fails 3 attempts at licensing exam *(No change from current requirement.)*
2. Fails to complete all three attempts within 180 days
3. If caught cheating *(No change from current requirement.)*

(f) If examinee required to repeat licensing course under (e), will not be allowed to repeat academic alternative program

(g) If licensee is not licensed within 2 years from date of successful completion of licensing exam the licensing course must be repeated.

219.2 Reciprocity for Out of State Peace Officers, Federal Criminal Investigators, and Military Police

(a) was amended to correct reference to rule as within chapter

(b)(3) was amended to require applicant to pass the peace officer licensing exam under the provisions in 219.1.

(c)(2) (Out of State Peace Officers) was amended to specify requirements of service to qualify for reciprocity consideration. Requirements are full time paid for 2 continuous years within the 4 years prior to application. Service time must have occurred after a basic peace officer training course *(time as a peace officer employed under a temporary or provisional license does not qualify for time served.)*

(e)(2) (Federal Criminal Investigator) was amended to correspond with the requirements in (c)(2).

(f) (Military) was amended to remove the current list of various military occupation specialty classifications to an "approved by the commission" review of acceptable classifications. This allows the flexibility in approval of the ever changing occupation specialty classifications that exists in the various branches of the military.

Frequently asked

Question:

If I went through an academy and passed the exam, what will happen after 2 years if I am not hired as a Peace officer?

Answer:

According to rule 219.1 (g), you will be required to go back through the Basic Peace Officer Training Course.

(g) (Military) was amended to correspond with requirements in (c)(2) and (e)(2).

(h) was amended to omit redundancy in current requirements to make application and submit required fees.

221.3 Peace Officer Proficiency

(a)(3) was added as a requirement for basic peace officer certificate *(has been requirement and needed to be added to this section.)*

(a)(4) was added to comply with §1701.258 requiring training in Human Trafficking.

223.13 Surrender of License

(f) and (g) were deleted as they were not applicable to license surrender. *(Once a person surrenders a license, they no longer have a license to reinstate and must complete a licensing program to obtain another license, having to meet the requirements of 215.15 Basic Licensing Enrollment Standards.)*

223.17 Reinstatement of a License

The changes in the rule and grammatical changes were best accomplished by repealing and rewriting the rule. Substantive changes are noted below.

(a) was amended to clarify requirements for reinstatement of a licensee that has maintained required continuing education requirements for the duration of their suspended or probated term.

1. Make application
2. Submit fees

(b) was amended to clarify requirements for reinstatement of a licensee that has failed to continually maintain the required continuing education requirements during their suspended or probated term.

(the terms listed in (b) reflect the changes in 217.19 Reactivation of a License)

1. If less than 2 years from last appointment:
 - (A) meet current licensing standards
 - (B) complete required continuing education
 - (C) make application and submit fees
2. If 2 years but less than 5 years:
 - (A) meet current licensing standards
 - (B) complete supplementary peace officer course
 - (C) make application and submit fees
 - (D) pass licensing exam under 219.1
3. If 5 years or more:
 - (A) meet current licensing standards
 - (B) complete basic licensing course
 - (C) make application and submit fees
 - (D) pass licensing exam under 219.1

Training Requirement Quick Guides

With just over one year left in this cycle, do you feel confident that your training requirements have been met? Here is a guide to help you determine what you need to stay in compliance with Texas Occupations Code 1701.351 and 1701.352.

Training Requirements for Peace Officers

1

Determine which unit you're in. This will tell you the mandatory training required by all peace officers.

Unit 1
Sept 1, 2009–Aug 31, 2011

Hours: 40 Hours

Course: (3181) State & Federal Law Update

Unit 2
Sept 1, 2011–Aug 31, 2013

Hours: 40 Hours

Course: (3182) State & Federal Law Update



2

Based on your proficiency level or license type, you may need additional courses before the end of the cycle (August 31, 2013)

4 Year Cycle
Sept 1, 2009–Aug 31, 2013

NO PROFICIENCY LEVEL ● BASIC

Cultural Diversity
Special Investigative Topics
Crisis Intervention Training

INTERMEDIATE ● ADVANCED ● MASTER

No additional mandated courses

DEPUTY CONSTABLES

20 hours of Civil Process (as part of 40 hr requirement)

3

Were you licensed after January 1, 2011?

Human Trafficking is required within 1 year of PO license date

Training Requirements for Jailers and Chief Administrators

Jailers

4 Year Cycle
9/01/2009—8/31/2013

Cultural Diversity

(Texas Occupations Code
1701.351(a-1) and 1701.352)

Police Chiefs

Each chief must complete at least 40 hours of continuing education through the Bill Blackwood Institute during the current 2 year training unit.

(Education Code 96.641)

Newly appointed or elected Chief Administrators have additional requirements. Please see our website for additional information.

Constables

Each constable must complete at least 40 hours of continuing education through the Bill Blackwood Institute during the current 4 year training cycle.

(Occupation Code 1701.3545)

Newly appointed or elected Constables have additional requirements. Please see our website for additional information.



TCLEOSE Staff Changes

TCLEOSE welcomes the following new staff to the team:

John Beauchamp—General Counsel, Legal Services

Shelley Knight—Fiscal & Support Staff

Rafael Ediae—Fiscal & Support Staff

Derry Minor—Region 3, South Texas Field Agent

Larry Capps—Region 6, North Central Texas Field Agent

Candice Simon—Enforcement Investigator

Mike Hobbs—Enforcement Investigator

Jessica Teseny—Credentialing, Customer Service

Chris Varady—Credentialing, Customer Service

TCLEOSE is sad to say goodbye to the following staff:

John Perryman—Transferred to another state agency

Chris Davis—Transferred to another state agency

David Englert—Transferred to another state agency

Randy Odom—Transferred to another state agency

Ivan Messer—Transferred to another state agency

Roger Floyd—Retired

Letha Cast—Retired

John Hunt—Retired

2011 Achievement Awards

The State of Texas 2011 Law Enforcement Achievement Awards Ceremony was held at the State Capitol on June 8, 2012. Presenting the awards was TCLEOSE Commissioner, Mr. Randy Watson.

AWARD FOR PROFESSIONAL ACHIEVEMENT



*Detective Haywood W. Sawyer, Jr.
Bellmead Police Department*
Multiple convictions of violent offenders, especially in cases of child abuse and sexual assaults



*Sergeant Derek A. Prestridge
Texas Department of Public Safety*
Created training program, Interdiction for Protection of Children (IPC), now used in U.S. and Canada

AWARD FOR VALOR



*Officer Christopher Cruz
Officer Vinilla S. King
Officer Quirino E Mariscal
Officer Cole D. Thurman
Amarillo Police Department*
Rescued two males trapped in burning vehicle

AWARD FOR PUBLIC SERVICE



*Deputy Chief George D. Little
Bexar County Constable Pct. 4*
Officer training program/courses: School Based Law Enforcement (SBLE), Forcemen Multiplier, Crime Prevention, Physical Security, and DARE activities



*Senior Corporal Lawrence D. Allen
Dallas Police Department*
DWI and SFST Instructor involved in health and safety fairs, participated 2011 Dallas Walk Like MADD, and Shattered Dreams programs



*Officer Rocky W. Carrell
Sam Houston State Univ. Police Department*
Rescued driver of a runaway vehicle with a stuck accelerator saving the life of the driver and others

The deadline for 2012 nomination submission is December 31, 2012



*Sergeant Ora L. Chandler
Houston Police Department*
Investigation knowledge of child abuse; developed 16 hour TCLEOSE approved course "Child Death Investigations: A Team Approach"



*Sergeant Charles K. Allbright
Houston Police Department*
Arranged Patriot Motorcycle Guard Riders with Houston Police Motorcycle Solo to greet fallen military arrival at the Houston Bush Intercontinental Airport



*Corporal David L. Tucker
Kilgore Police Department*
Victim of violent knife attack and saved stabbed fellow officer

2011 Achievement Awards Continued

AWARD FOR VALOR



Lieutenant Jason B. Boulton
Sergeant Heath G. Crossland
Patrol Officer James T. Grimes
Patrol Officer Maeland J. James
Patrol Officer Michael H. Mayes
Lancaster Police Department

Assisted in capturing the suspect of an officer related shooting that resulted in the death of Officer Craig Shaw



Sergeant Justin B. Royall
Washington County Sheriff's Office

MHMR patient with family members inside residence, threatening to harm and shoot fellow officers



Patrol Officer Paul B. Brantly
South Houston Police Department

Aggravated robbery of a gas station store wounding 2 victims



Officer Christopher W. Clements
Detective Shawn M. Dority
Lewisville Police Department

Endangered own lives in a DWI pursuit shooting at officers

Corporal Darrell W. Campbell
Patrol Officer Enis L. "Lee" Ortiz
Snyder Police Department

Called to shots fired at a residence, Corporal Campbell was shot in the head

Pictured to the right, Corporal Campbell stands from wheelchair and takes steps across stage to accept his award



Officer Kevin S. Will
Houston Police Department
(Valor Award accepted posthumously by

Alwood Francois)

Saved witnesses at a hit-and-run accident moments before Officer Will was struck and killed by a drunk driver, who careened through police barricade

FROM THE AWARDS CEREMONY



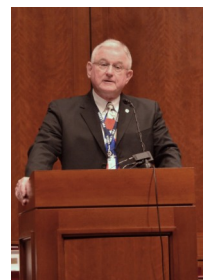
2011 Law Enforcement Achievement Awards



Posting of Colors and Pledge of Allegiance
Tarrant County Sheriff's Office Honor Guard



Invocation
Chaplain Donna M. Kleman
Abilene Police Dept.



Guest Speaker
Mr. J. Frank Woodall
Texas Department of Public Safety

Who's Your Field Service Agent?



[Agent James "Ozzie" Oswalt](#)

Region 1- Panhandle
806-317-5148



[Agent Larry Capps](#)

Region 6- North Central
512-565-3626



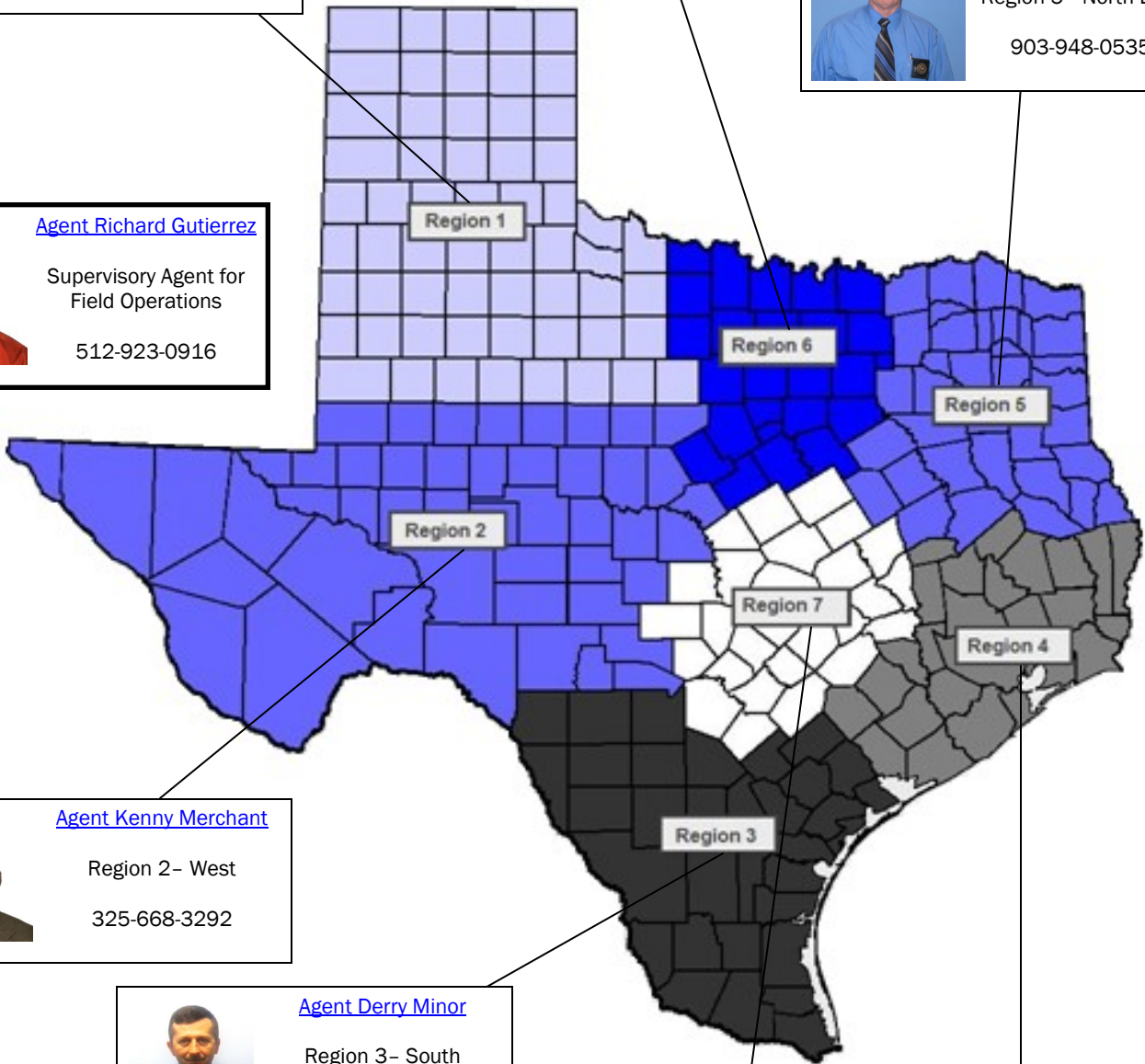
[Agent Carey McKinney](#)

Region 5- North East
903-948-0535



[Agent Richard Gutierrez](#)

Supervisory Agent for
Field Operations
512-923-0916



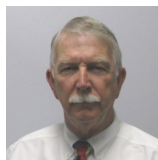
[Agent Kenny Merchant](#)

Region 2- West
325-668-3292



[Agent Derry Minor](#)

Region 3- South
361-290-8517



[Agent Jim Clifton](#)

Region 7- Central
512-750-6370



[Agent Doug Staudt](#)

Region 4- South East
512-578-6775

Requesting A Copy Of An F-5

TCLEOSE, as a matter of procedures under the Texas Occupation Code §1701.454 Confidentiality, directed that a TCLEOSE licensee who requests a copy of their own F-5 must obtain it in person at our TCLEOSE office with satisfactory identification or contact the law enforcement agency that issued the F-5.

§1701.454. CONFIDENTIALITY

(a) All information submitted to the commission under this subchapter is confidential and is not subject to disclosure under Chapter 552, Government Code, unless the person resigned or was terminated due to substantiated incidents of excessive force or violations of the law other than traffic offenses.

(b) Except as provided by this subchapter, a commission member or other person may not release information submitted under this subchapter.

Acts 1999, 76th Leg., ch. 388, Sec. 1, eff. Sept. 1, 1999. Amended by Acts 2001, 77th Leg., ch. 182, Sec. 1, eff. Sept. 1, 2001.

Amended by: Acts 2005, 79th Leg., Ch. 1298, Sec. 4, eff. September 1, 2005. Acts 2011, 82nd Leg., R.S., Ch. 399, Sec. 4, eff. September 1, 2011.

Stay Connected

Join the Texas Police Trainers Yahoo Group

Texaspolicetrainers-subscribe@yahoogroups.com

The Texas Police Trainers Yahoo Group, are TCLEOSE approved Training Providers, Training Coordinators and individuals employed by law enforcement agencies in the State of Texas. If you are a licensed peace officer, jailer, or telecommunication operator and you are looking for training, you need to subscribe to the Texas Police Trainer Yahoo Group.



The Texas Police Trainers Yahoo Group Training Website allows you the ability to:

- ☆ Locate training across the State conducted by TCLEOSE approved training providers
- ☆ Post your agency's training classes
- ☆ Share employment opportunities
- ☆ Share training ideas and training updates
- ☆ Share lesson plans and training resources

This website works best and allows full access if you have a yahoo email address. If you would like to subscribe simply send an email to the address below and include your yahoo email address. You will receive a personal invite to subscribe to the group. If you don't have a yahoo email address, you can log on to Yahoo.com and set-up a FREE yahoo email account.

texaspolicetrainers-subscribe@yahoogroups.com

Important: Membership is FREE; however, the only way to take advantage of this training opportunity is submit a request to subscribe. If you are interested in subscribing, but are having problems accessing or navigating the website, please feel free to contact staff member Janice Washington at janice.washington@tcleose.state.tx.us or 512-936-7747.

*Membership
is Free!*

[View job postings here](#)

2012 Training Coordinators' Conference



Texas Commission on Law Enforcement
Officer Standards and Education

TRAIN TO
PROTECT

Conference Dates: Monday, November 12, 2012—
Thursday, November 15, 2012

Pre-Conference Workshop: Monday, November 12, 2012
9 AM—12 noon

Location: Omni Bayfront Hotel
900 North Shoreline Blvd.
Corpus Christi, TX 78401
1-800-THEOMNI

Registration Information: This year's early bird conference registration fee is \$100, non-refundable, but is transferable. You can register through your MyTCLEOSE Account. After logging in, choose Events, then Training Coordinators' Conference.

Law enforcement training coordinators carry the responsibility of facilitating quality education to both sworn and civilian staff. The challenge they face is how to **train to protect**. This year's training coordinators' conference tackles this challenge by offering a variety of relevant continuing education courses, networking possibilities, and a chance to interact with today's leading law enforcement industry providers and vendors. Please join us in Corpus Christi on November 12-15, 2012. For more information about the schedule, speakers and exhibitors, please visit our website at:

[http://www.tcleose.state.tx.us/
coordinators_conference_2012/index.cfm](http://www.tcleose.state.tx.us/coordinators_conference_2012/index.cfm)

You can sign up through your MyTCLEOSE Account!

For hotel reservations:

Call: 1-800-THEOMNI

Code: "TCLEOSE Academy
Coordinators' Conference"

Room rate: \$88/single

Have You Created Your MyTCLEOSE Account Yet?

The MyTCLEOSE account was launched at the beginning of 2012. During the 1st quarter of this year, over 17,000 different users logged into their MyTCLEOSE account a total of 81,514 times. So, why are so many people visiting this online account? The MyTCLEOSE account comes with many self service features that accommodate your schedule and needs. Want a copy of your Personal Status Report, but hate waiting on hold over the phone? Just log into your MyTCLEOSE account and print it from work or home. Wondering if that last course you took ever showed up on your training history? Pull up your MyTCLEOSE account and find out in a matter of minutes. Did you recently move? You can update your new address by editing your online account information. With all these features, plus many more to come, why not check it out?

So, how do you get to your MyTCLEOSE Account? Just follow the link on the home page of the TCLEOSE website, or go to:

[https://tcleose.texas.gov/
mytcleoseaccount/index.cfm](https://tcleose.texas.gov/mytcleoseaccount/index.cfm)



MyTCLEOSE Account Features:

View your service time and history Order certificates Order photo ID cards View and track your training history View your college information View the licenses you hold Print your personal status report Link to online training through POSEIT.org Link to information about upcoming meetings, conferences, and seminars Update your address Plus more options to come

Licensed individuals are
required to report
address changes to
TCLEOSE within 30 days.

Please refer to the rule
for more information on
your reporting
responsibilities

Commission Rule
§211.27

Upcoming Texas Peace Officer's Memorial Fundraisers

Lunch & Silent Auction

September 20, 2012

Sponsored by the Texas Panhandle Peace Officers Association

DPS Hangar, 9100 S. Georgia, Amarillo, TX,

11:30 a.m. – 1:30 p.m.

\$7.00 donation

Contact Chief Deputy Dave Thurman,

Randall County Sheriff's Office 806-468-5754

Karaoke Night

November 12, 2012

Training Coordinators Conference, Corpus Christi, TX

Contact: Laurie Abernathy, 512-936-7771,

lauriea@tcleose.state.tx.us

2nd Annual Friends of the Texas Peace Officers' Memorial Golf Tournament

October 21, 2012

Sponsored by the Texas Municipal Police Association

Star Ranch Golf Club, 2500 FM 685, Hutto, TX,

1:30 p.m.

Contact Mitch Landry 512-454-8900,

mitch.landry@tmpa.org

Silent Auction

November 13, 2012

Training Coordinators Conference, Corpus Christi, TX

Contact: Laurie Abernathy, 512-936-7771,

lauriea@tcleose.state.tx.us

Commissioners

Sheriff Joel W. Richardson

Presiding Officer

Stephen Griffith

Assistant Presiding Officer

Dr. Johnny E. Lovejoy, II

Secretary

Ron Hood

James Oakley

Joseph Pennington

Patt Scheckel-Hollingsworth

Ruben Villescás

Randy Watson



Contact Information

Mailing Address:

Texas Commission on Law
Enforcement
Officer Standards and
Education
6330 E Highway 290, Ste 200
Austin, TX 78723-1035

Phone: 512-936-7700

Fax: 512-936-7714

Website:

www.tcleose.state.tx.us

Close Up Editor:

Jessica Teseny

Notice

In compliance with the Americans With Disabilities Act, the publications of the Commission are available by request in alternative formats.

To request an accessible format, please contact our ADA Compliance Officer at the address or phone number listed above, or through RELAY Texas at (800) 735-2989.

The Commission is an Equal Opportunity Employer and does not discriminate in providing services or employment.