

ATTACHMENT P

COMMISSION ON
PEACE OFFICER STANDARDS AND TRAINING

October 23, 2015

David Ortiz
[REDACTED]



RE: FOURTH REQUEST FOR EXTENSION OF TRAINING REQUIREMENT

EDMUND G. BROWN JR.
GOVERNOR

Dear Mr. Ortiz,

KAMALA D. HARRIS
ATTORNEY GENERAL

The California Commission on Peace Officer Standards and Training (POST) received your most recent inquiry regarding an exception to regulation for specific training requalification requirement deadlines.

The applicable regulation regarding your request has not changed. As stated in earlier correspondence, this is a matter of state law under Title 11, Division 2 of the California Code of Regulations, specifically POST Commission Regulation 1008(b)(2)(B)1, which reads as follows:

"An individual who successfully completed a Regular Basic Course, Specialized Investigators' Basic Course, or the Basic Course Waiver Process on or after July 1, 1999, but who never served in a California peace officer/Level I reserve officer position for which a Regular or Specialized Investigators' Basic Course is required, may requalify by successfully completing a POST-certified Requalification Course one time within six years from the date of basic course or waiver process completion. After six years, an individual must successfully complete the appropriate basic course (RBC or SIBC) to requalify, regardless of when the Requalification Course was completed."

This matter was addressed after considerable investigation on three previous occasions by POST staff. The results of these investigations were provided to you in formal correspondence on March 13, 2012, April 19, 2012, and most recently on March 9, 2015. I have attached copies of the previous correspondence for your review.

Neither I, nor any members of my staff have the authority to provide an exemption to existing law. Given the facts as described in your correspondence, you will need to complete an appropriate basic course (RBC or SIBC) to requalify, regardless of when the Requalification Course was completed.

Additional review of your situation will not result in a different decision.

Sincerely,


ROBERT A. STRESAK
Executive Director

Enclosures

RAS:sl