

Attachment E

Subject: Final Review

Date: Thursday, May 26, 2016 at 2:59:04 PM Pacific Daylight Time

From: Rodriguez, Mario@POST

To:

CC: Singer, Kate@POST

Dear Terrence:

As promised I have gone through the POST regulations and have spoken with our employees in the Training Delivery and Compliance Bureau and the Basic Training Bureau about your situation. The answer (and the result) is the same:

1. The Basic Course Waiver is specifically for persons who've completed a basic academy in another state (not a Calif. POST certified Basic Course), have been hired as a peace officer, and severed for at least one year in that other state...then want to "transfer" to a California Law Enforcement agency that is in the POST program. See this link:

<https://post.ca.gov/basic-course-waiver-process.aspx>

Note the last few words of the first sentence – "...for out of state applicants". This process and the Basic Course Waiver was designed originally to provide a way for trained and experienced peace officers from another state a way to "transfer" to a California Law Enforcement agency.

2. For everyone else – in other words, persons who successfully completed a POST Certified Basic Course – Regulation 1008 (b) is designed to establish a requalification option for those graduates of the Basic Course who had not been appointed as a qualifying peace officer position within three years of graduation. This is the requalification requirement that is applicable to you (persons who were not appointed to a qualifying peace officer position within three years after their Basic Course graduation) and your situation specifically.

<https://post.ca.gov/regular-basic-course.aspx>

When you look at this link (above), you can see that the first subject under (a) is the Basic Course Waiver explanation. The rest of the letters, starting with (b), cover the *graduates* of the full Basic Course and its equivalent variations (Mod's I, II, and III) and their "requalification" options. In your case, since you successfully completed a Basic Course in 2009, the information under "(a)" pertains specifically to you.

Terrance, I am sorry to report that under our regulations you do **not** qualify to take the Basic Course Waiver. The reason why is that you have successfully completed a California POST Certified Regular Basic. The Basic Course Waiver is not applicable to you and your situation.

So, in conclusion, it looks like the only "possible" option that we discussed when we started talking about this early last week – The Basic Course Waiver process – actually does not apply to you for one reason: Your successful completion of the California POST Certified Basic Course in 2009. Graduates of the Basic Course fall into the Regulation 1008 (b) category where POST provides direction for requalification should a graduate not get appointed to a qualifying peace officer position within three years. And, as we discussed, your appointment as a State Hospital Police Officer is not an applicable appointment.

I'm not sure what more I can do or say at this point. Your option for application to a POST law enforcement agency today is the successful completion of a full basic academy.

I will be free to discuss this with you tomorrow after 11 am. My cell phone number is (916) 709-4955.

Respectfully,

Mario Rodriguez

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