

Senate Engrossed

certified peace officers; hiring reimbursement

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

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.