

REGULATORY ANALYSIS FORM		THIS SPACE FOR USE BY IRRC
(1) Agency: State Police - Municipal Police Officers' Education & Training Commission	IRRC Number	
(2) ID Number (Governor's Office Use) 17-62		
(3) Short Title Municipal Police Officers' Education & Training Program- Administration of the Program		
(4) Pa. Code Cite 37 Pa. Code Chapter 203	(5) Agency Contacts & Telephone Number: Primary Contact: Major Richard C. Mooney, (717) 533-5987 Secondary Contact: Robert Nardi	
(6) Type (Check one) <input type="checkbox"/> Proposed Rulemaking <input checked="" type="checkbox"/> Final Order Adopting Regulation <input type="checkbox"/> Final Order, Proposed Rulemaking Omitted	(7) Is a 120-day Emergency Certification Attached? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes: By the Attorney General <input type="checkbox"/> Yes: By the Governor	
(8) Briefly explain the regulation in clear and nontechnical language. The regulation amends § 203.11; repeals § 203.11(9)(ii)(F)(I); amends §§ 203.33(b)(1) and 203.36(5); and amends § 203.83(a)(2). § 203.11 is being amended to permit municipal and State Police officers two years from the date of separation from their department to be re-employed and have all certification requirements except the psychological evaluation waived. § 203.11(9)(ii)(F)(I) is being amended to clarify the requirements of the subsection. §§ 203.33(b)(1) and 203.36(5) are being amended because the certified schools are finding it difficult to hold a class at all of the sites on a yearly basis. § 203.83(a)(2) is being amended so law enforcement agencies not eligible for reimbursement can still send their officers to non-mandatory in-service courses after they pay the Commission a tuition fee.		
(9) State the statutory authority for the regulation and any relevant state or federal court decisions. The Act of June 18, 1974, P.L. 359, No. 120, as amended, 53 P.S. § 740, et. seq., (the attached regulations are derived from 53 P.S. § 744(7) and (15)). There are no relevant court decisions.		

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- (10) Is the regulation mandated by any federal or state law, court order, or federal regulation? If yes, cite the specific law, case or regulation, and any deadlines for action.**

The Act of June 18, 1974, P.L. 359, No. 120, as amended, 53 P.S. § 740, et. seq., (the attached regulations are derived from 53 P.S. § 744(7) and (15)).

- (11) Explain the compelling public interest that justifies the regulation. What is the problem it addresses?**

Amending § 203.11 will benefit those currently employed municipal police officers and Pennsylvania State Police Officers who cease their employment by waiving requirements for certification. Officers will have two years from the date they ceased their employment to be reemployed and have all requirements for certification waived. The two year waiver is valid so long as the officer was honorably discharged.

Clarifying § 203.11(9)(ii)(F)(I) requires a trainee to retake a module when he or she fails a subject area. This is intended to ensure a better trained officer. Amending §§ 203.33(b)(1) and 203.36(5) benefits certified schools because they will be permitted 3 years to conduct a basic training course before they lose their certification. Amending § 203.83(a)(2) benefits those law enforcement officers that are not permitted to attend non-mandatory in-service courses. This allows them to attend the training provided they pay a tuition to the Commission. This also benefits the employer due to the additional training provided.

This regulation, in accordance with the above authorizing statute, establishes minimum standards for selection and continued employment of municipal police officers. This regulation implements provisions of Act 120 of 1974 and Act 180 of 1988.

- (12) State the public health, safety, environmental or general welfare risks associated with nonregulation.**

N/A

- (13) Describe who will benefit from this regulation. (Please quantify the benefits as completely as possible and approximate the number of people who will benefit.)**

Amending § 203.11 will benefit currently employed municipal police officers and Pennsylvania State Police Officers when they cease their employment. This change provides two years from the date employment ends to be re-employed. And have all requirements for certification waived.

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(13) CONTINUED:

Clarifying the existing § 203.11(9)(ii)(F)(I) requires a trainee to be retrained before additional testing is permitted. This is intended to ensure a better trained officer.

Amending §§ 203.33(b)(1) and 203.36(5) benefits certified schools because they will be permitted 3 years to conduct a basic training course before they lose their certification.

Adding § 203.83(a)(2) benefits those law enforcement officers that are not permitted to attend non-mandatory in-service courses by allowing them to attend the training provided they pay a tuition to the Commission. This also benefits the employer due to the additional training provided.

(14) Describe who will be adversely affected by this regulation. (Please quantify the adverse effects as completely as possible and approximate the number of people who will be adversely affected.)

None known.

(15) List the persons, groups or entities that will be required to comply with this regulation. (Please approximate the number of people who will be required to comply.)

Municipal police officers, recently retired Pennsylvania State Police Officers, certain campus police officers, certain deputy sheriffs and municipalities. Approximately 50 to 100 officers would be affected annually. Certified police training schools will also be affected.

(16) Describe the communications with and input from the public in the development and drafting of this regulation. Please list persons and/or groups who were involved, if applicable.

The proposed changes to the existing regulations have been discussed and voted upon at various and numerous public meetings of the Commission. The changes have been endorsed by the Pennsylvania Chiefs of Police Association and regional Chiefs of Police Organizations.

(17) Provide the specific estimate of the costs and/or savings to the regulated community associated with compliance, including any legal, accounting or consulting procedures which may be required.

While none can be accurately quantified, the bulk of the savings to the regulated community will be through reduced civil litigation.

- (18) Provide the specific estimate of the costs and/or savings to local governments associated with compliance, including any legal, accounting or consulting procedures which may be required.**

Refer to #17 above.

- (19) Provide the specific estimate of the costs and/or savings to state government associated with the implementation of this regulation, including any legal, accounting or consulting procedures which may be required.**

Certain State universities will be affected due to the impact of their campus police officers. There are no additional costs to the Commonwealth imposed by this regulation.

Refer to #17 above.

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(20) In the table below, provide an estimate of the fiscal savings and costs associated with implementation and compliance for the regulated community, local government, and state government for the current year and five subsequent years.

	Current Year	FY+1 Year	FY+2 Year	FY+3 Year	FY+4 Year	FY+5 Year
SAVINGS:	\$	\$	\$	\$	\$	\$
Regulated Community						
Local Government						
State Government						
Total Savings						
COSTS:						
Regulated Community						
Local Government						
State Government						
Total Costs						
REVENUE LOSSES						
Regulated Community						
Local Government						
State Government						
Total Revenue Losses						

(20a) Explain how the cost estimates were derived.

No additional funds are required.

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(20b) Provide the three year expenditure history for programs affected by the regulation.

Program	FY-3	FY-2	FY-1	Current FY

(21) Using the cost/benefit information provided above, explain how the benefits of the regulation outweigh the adverse effects and costs.

The expected benefits of this regulation are derived from the expectation of reduced civil liability of the regulated community.

(22) Describe the nonregulatory alternatives considers and the costs associated with these alternatives. Please provide the reasons for their dismissal.

None. The action proposed cannot be accomplished through any alternative method.

(23) Describe alternative regulatory schemes considered and the costs associated with these schemes. Please provide the reasons for their dismissal.

On advice of counsel the agency is not aware of any other methods to accomplish the changes proposed.

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(24) Are there any provisions that are more stringent than federal standards? If yes, identify the specific provisions and the compelling Pennsylvania interest that demands stronger regulation.

N/A.

(25) How does this regulation compare with those of other states? Will this regulation put Pennsylvania at a competitive disadvantage with other states?

This regulation does not place the Commonwealth in any competitive disadvantage.

(26) Will the regulation affect existing or proposed regulations of the promulgating agency or other state agencies? If yes, explain and provide specific citations.

These proposed changes will affect the existing regulations of the Municipal Police Officers' Education and Training Commission, specifically, 37 Pa. Code Chapter 203, by amending § 203.11, repealing § 203.11(9)(ii)(F)(I), and amending §§§ 203.33(b)(1), 203.36(5) and 203.83(a)(2).

(27) Will any public hearings or informational meetings be scheduled? Please provide the dates, times and locations, if available.

No.

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- (28) Will the regulation change existing reporting, record keeping, or other paperwork requirements? Describe the changes and attach copies of forms or reports which will be required as a result of implementation, if available.**

The change in the certification process for previously certified police officers and the Pennsylvania State Police will cause a reduction in the amount of applications for certification.

- (29) Please list any special provisions which may have been developed to meet the particular needs of affected groups or persons including, but not limited to, minorities, elderly, small businesses, and farmers.**

N/A

- (30) What is the anticipated effective date of the regulation; the date by which compliance with the regulation will be required; and the date by which any required permits, licences or other approvals must be obtained?**

The changes became effective upon publication of the proposed regulation in the Pennsylvania Bulletin.

- (31) Provide the schedule for continual review of this regulation.**

Due to the unique nature of this regulation, it will be continuously reviewed, and updated if necessary, for its overall effectiveness and whether it is serving the greater interests of the citizens of the Commonwealth.

CDL-1

FACE SHEET
FOR FILING DOCUMENTS
WITH THE LEGISLATIVE REFERENCE BUREAU
(Pursuant to Commonwealth Documents Law)

1956

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2000 SEP -6 PM 1:43

INDEPENDENT REGULATORY
REVIEW COMMISSION

DO NOT WRITE IN THIS SPACE

Copy below is hereby approved as to
form and legality. Attorney General

BY _____
(DEPUTY ATTORNEY GENERAL)

(DATE OF APPROVAL)

G Check if applicable.
Copy not approved. Objections attached.

Copy below is hereby certified to be a true
and correct copy of a document issued,
prescribed or promulgated by:

The Pennsylvania State Police

DOCUMENT/FISCAL NOTE NO. 17-62

DATE OF ADOPTION: June 23, 2000

Col. Paul J. Evanko

BY: Colonel Paul J. Evanko
TITLE: Chairperson

Copy below is hereby approved as to for and
legality. Executive or Independent Agencies:

BY: *Frank L. Guida*

6/28/00

DATE OF APPROVAL

(Deputy General Counsel)
(Chief Counsel, Independent Agency)
(Strike inapplicable title)

G Check if applicable. No Attorney General
approval or objection within 30 days after
submission.

Final Order Adopting Regulation

TITLE 37. LAW

PART IV. MUNICIPAL POLICE OFFICERS' EDUCATION
AND TRAINING COMMISSION

Subpart 1. MUNICIPAL POLICE OFFICERS' TRAINING
AND TRAINING PROGRAM

CHAPTER 203. ADMINISTRATION OF THE PROGRAM

Rules and Regulations

MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

[37 PA. CODE CH. 203]

Administration of the Training Program

The Municipal Police Officers' Education and Training Commission (MPOETC) by this order adopts Chapter 203 (relating to administrative regulations regarding the implementation of Act 120 of June 18, 1974 (Act 120)) as derived specifically from Act 120 (Title 53 Pa.C.S. §§2161-2167), to read as set forth in Annex A.

A. Effective Date

These final form regulations will be effective upon publication in the Pennsylvania Bulletin.

B. Statutory Authority

These final form regulations are adopted under the authority of the MPOETC pursuant to Act 120 and Act 180 of 1998 (Title 53 Pa.C.S. §§2161-2167).

C. Background and Purpose

The final order adopting regulation implements Act 120 (53 Pa.C.S. §§2161-2167) which establishes the training and education requirements for employment as a police officer. The purpose of this final order adopting regulation is to clarify and correct various aspects of the existing regulations. The following is a summary of the final order amendments to the existing regulations:

Amends § 203.11 (relating to qualifications) allows previously certified police officers and enlisted members of the Pennsylvania State Police (PSP) who are not currently employed as police officers 2 years to obtain employment as a police officer with another police department without going through the certification process provided the employment takes place within two years of the termination of police employment and that the member has already had a psychological evaluation.

Amends § 203.11(9)(ii)(F)(I) (relating to minimum grades) by requiring retesting of a failed subject area upon completion of course work in the failed subject. An applicants failure to pass the retest results in the requirement that the applicant must retake the entire basic police training course.

Amending §203.33(b)(1) (relating to the conduct of basic police training courses) and § 203.36(5) (relating to failure to conduct basic police training courses) will permit

schools to conduct only one basic recruit training class every three (3) years instead of every year to retain school certification.

Adding § 203.83(a)(2) (relating to discretion to approve additional expenses) will allow law enforcement officers presently not eligible for reimbursement to attend non-mandatory training classes after paying tuition to the Commission.

D. Comments Received

Notice of proposed rulemaking was published on June 27, 1998 in Volume 28, no. 26 of the Pennsylvania Bulletin with an invitation to submit comments within thirty (30) days of publication. The MPOETC received comments from Chief Charles Snyder of the Lower Allen Township Police Dept. (1993 Hummel Ave., Camp Hill, PA 17011), Chief Detective Paul Gourley of the Bucks County District Attorney's office (Bucks County Courthouse, Doylestown, Pa. 18901) and the Independent Regulatory Review Commission (IRRC). The following is a summary of the comments received:

1. Chief Snyder made several non-regulatory MPOETC administrative comments related to providing MPOETC certified training to civilian employees of municipal police departments. Whereas the comments received from the Chief are more properly considered statements, the MPOETC does not see the need to amend the regulations.

2. Detective Gourley's comments concerned section 203.11 of the proposed regulation (relating to qualifications). Specifically Detective Gourley requested that the current qualification requirements be upheld and that a two year certification waiver should be granted to an officer leaving a police department so long as the officer meets the minimum requirements of the Act 120. The MPOETC concurred with the Detective's comment and the final form regulation was amended in section 203.11 to provide a two year waiver to an officer who held a valid MPOETC certification two years prior to the date of his next employment as a police officer.

3. The IRRC made three comments on the proposed regulations which were focused on section 203.11 in the following areas:

a. Section 203.11 (relating to qualifications): IRRC first commented that the two year waiver of certification exemption provided by this section to applicants who were members of the PSP or Act 120 certified police officers should not waive the requirements that the applicant must have a criminal history record check prior to being hired a municipal police officer. Second, IRRC commented that the members of the PSP seeking to take advantage of this two year exemption waiver should not be exempt from the one of the certification minimum standards which requires all certification applicants to undergo a psychological evaluation prior to employment.

In order for a police officer to be re-certified pursuant to Act 120 each department must continually check the criminal history record of each certified police officer. Accordingly, any further requirement that would mandate a criminal history check for individuals who meet the requirements of this section would be duplicitous. Therefore the MPEOTC has not amended this section in accordance with IRRC's first comment.

The MPOETC concurs with IRRC's second comment to this section and has changed the section to require a former member of the PSP (who meets the exemption provided for under this section) to undergo a psychological evaluation prior to subsequent employment. This requirement is effective for all members who enlisted with the PSP prior to May 1998. This date was included because members of the PSP who enlisted after May 1998 were required to undergo a psychological evaluation prior to employment with the PSP.

b. The IRRC's next comment to this section was based on a drafting error which occurred when the proposed regulation was published in the Pennsylvania Bulletin. The IRRC's suggested that the term "State Police" be amended to clarify that the term as used in the section specifically relates to the Pennsylvania State Police. This suggestion was adopted in the final form regulation in Annex A.

c. The IRRC 's final comment recommended that the MPOETC not delete section 203.11(9)(ii)(F)(I)(relating to minimum grades) but instead re-draft the section to specify conditions for an applicant who fails a section of an examination in the basic police training course. The MPOETC concurs with this recommendation and has redrafted the section in the final form regulation.

E. Compliance with Executive Order 1996-1

In accordance with the requirements of Executive Order 1996-1, the MPOETC solicited input and suggestions from the regulated community and members of the MPOETC. This regulation addresses a compelling public interest as described in section C. of this Preamble and otherwise complies with Executive Order 1996-1.

F. Benefits

These final order regulations will clearly benefit the citizens of this Commonwealth by further establishing and clarifying certification requirements for municipal police officers.

Specifically, amending § 203.11 will benefit those currently employed municipal police officers and PSP Officers who cease their employment by waiving requirements for certification. Officers will have two years from the date they ceased their employment to be re-employed and have all requirements for certification waived. The two year waiver is valid so long as the officer was honorably discharged.

In addition, adding § 203.83(a)(2) benefits those law enforcement officers that are not permitted to attend non-mandatory in-service courses by allowing them to attend the training provided they pay a tuition to the MPOETC. This also benefits the employer and the public due to the additional training provided.

G. Effect

The final order regulation will effect Pennsylvania Act 120 certified police officers and members of the PSP.

The impact of the final order will effect both recruits and veteran police officers. Recruits will be required to be retrained at the school they presently attend. This will be implement a new policy. Also veteran officers will be able to change departments within two years of leaving a police department without having to meet the certification standards.

The other change of allowing schools to conduct one class every three (3) years puts less of a burden on those schools that cannot get enough recruits to hold a class every year.

Amending the certification section allows those individuals that leave a police department or the PSP two years from the date of departure to obtain another police position without going through the certification process so long as the members of the PSP have previously undergone a psychological evaluation. This change will make the process used to change employment more consistent with other professions and will save the MPOETC an enormous amount of time as far as processing applications.

By allowing law enforcement officers who are not eligible for reimbursement to attend non-mandatory in-service training classes after paying a tuition to the MPOETC those agencies will have better trained officers and be able to be trained along with Municipal Police Officers.

H. Paperwork Requirements and Fiscal Impact

The final form regulations do not create additional paperwork requirements other than those already utilized by the MPOETC and the regulations will have no fiscal impact on the Commonwealth.

I. Input

These regulations were drafted with input from the members of the MPOETC, the PSP Chief Counsel and the Policy office, and members of the: Pennsylvania Chiefs of Police Association, the Fraternal Order of Police and the Pennsylvania State Troopers Association.

J. Review

Due to the nature of these regulations and the compelling public interest in having properly trained and certified municipal police officers, the MPOETC will continue to review this regulation and update it if necessary to ensure its overall effectiveness and monitor whether it continues to serve the interests of the citizenry of the Commonwealth.

K. Regulatory Review

Pursuant to § 5(a) of the Regulatory Review Act (Title 71 P.S. § 745(a)), the

MPOETC through the PSP has submitted a copy of these final form regulations to IRRC and to the Chairpersons of the House Judiciary Committee and the Senate Law and Justice Committee on July_____, 2000. In addition to submitting the final form regulations In accordance with §5(b) of the Regulatory Review Act (Title 71 P.S. § 745(b)), the Department has also provided, the IRRC and the Committees with a copy of a detailed Regulatory Analysis Form in compliance with Executive Order 1982-2, "Improving Government Regulations". A copy of the material is also available to the public upon request.

In preparing these final form regulations the MPOETC considered the comments received from IRRC, other commentators, the Committees and the regulated community.

These final form regulations were deemed approved by the House Judiciary Committee and the Senate Law and Justice Committee on _____, 2000. The IRRC met on _____, 2000 and approved these final form regulations in accordance with §5(c) of the Regulatory Review Act (Title 71 P.S. § 745(c)).

L. Contact Person

The contact person is Major Richard C. Mooney, Executive Director, MPOETC, 75 east Derry Road, Hershey, Pennsylvania 17033 who may also be contacted at 717.533.5987 extension 205.

M. Findings

The PSP and the MPOETC find that:

(1) Public notice of intention to amend these regulations amended by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No 240) (45 P.S. §§ 1201 and 1202) and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) The amendment of the regulations of the PSP and the MPOETC in the manner provided in this order is necessary and appropriate. A public comment period was provided as required by law and that the comments received were considered.

(3) The modifications that were made to these regulations in response to comments received do not enlarge the purpose or scope of the proposed regulations published at 28 Pa.B. 2925

(4) The adoption of the regulations in the manner provided is necessary and appropriate for the administration of the authorizing statute.

N. Order

The MPOETC through the PSP, acting under the authorizing statutes, orders that:

(a) The regulations of the State Police, 37 Pa. Code are amended by adopting Chapter 203 to read as set forth in Annex A.

(b) The Commissioner of the PSP shall submit this order and Annex A to the Office of Attorney General and the Office of General Counsel for approval as required by law.

(c) The Commissioner of the State Police shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall take effect immediately upon publication in the *Pennsylvania Bulletin*.

Colonel Paul J. Evanko,
Commissioner

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see ____ Pa.B. _____ (_____, 2000).)

Annex A

Title 37. LAW

PART IV. MUNICIPAL POLICE OFFICERS' EDUCATION
AND TRAINING COMMISSION

Subpart A. MUNICIPAL POLICE OFFICERS TRAINING PROGRAM

CHAPTER 203. ADMINISTRATION OF THE TRAINING PROGRAM

§ 203.11 (relating to qualifications)

(A) EXCEPT AS PROVIDED IN SUBSECTION (B) Persons who are to be employed as police officers by police departments within this Commonwealth from December 21, 1996, shall:

* * *

Insert the following language after subsection (a)(9),

(B) SUB-SECTION (A) DOES NOT APPLY TO PERSONS:

(1) PREVIOUSLY HOLDING A VALID CERTIFICATION ISSUED BY THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION WITHIN TWO YEARS PRIOR TO THE DATE OF EMPLOYMENT ON THE APPLICATION. HOWEVER PERSONS RECEIVING A CERTIFICATION PRIOR TO 1988 AND WHO DID NOT HAVE A PSYCHOLOGICAL EVALUATION MUST OBTAIN A PSYCHOLOGICAL EVALUATION IN ORDER TO OBTAIN CERTIFICATION.

(2) TO PAST MEMBERS OF THE PENNSYLVANIA STATE POLICE WHO WERE SWORN AND FULL DUTY MEMBERS THAT WERE HONORABLY DISCHARGED FROM THE PENNSYLVANIA STATE POLICE WITHIN TWO YEARS PRIOR TO THE DATE OF EMPLOYMENT ON THE APPLICATION FOR CERTIFICATION. HOWEVER A PAST MEMBER WHO ENLISTED IN THE PENNSYLVANIA STATE POLICE PRIOR TO MAY 1998 AND WHO DID NOT HAVE A PSYCHOLOGICAL EVALUATION MUST OBTAIN A PSYCHOLOGICAL EVALUATION IN ORDER TO OBTAIN CERTIFICATION.

§ 203.11(9)(ii)(F)(I) (relating to minimum grades)

(I) APPLICANTS NOT ACHIEVING THE MINIMUM GRADE IN ANY TESTED AREA MUST REPEAT THE FAILED TRAINING IN THAT AREA BEFORE BEING ELIGIBLE TO TAKE THE EXAMINATION IN THAT TESTED AREA AT A

COMMISSION-CERTIFIED SCHOOL. IF THE APPLICANT FAILS TO ACHIEVE THE MINIMUM GRADE ON THE APPLICANT'S SECOND ATTEMPT, THE APPLICANT SHALL BE REQUIRED TO SUCCESSFULLY RETAKE AND PASS THE ENTIRE BASIC POLICE TRAINING COURSE IN ORDER TO QUALIFY FOR CERTIFICATION.

§ 203.33(b)(1) (relating to the conducting of basic police training courses)

(1) Conduct at least one basic police training course every **THREE YEARS** the school is certified.

§ 203.36(5) (relating to failure to conduct basic police training courses)

(5) Failure to conduct one basic police training course ~~each~~ **EVERY THREE YEARS** the school is certified.

§ 203.83(a)(2) (relating discretion to approve additional expenditures)

(2) The Commission has the discretion to approve additional expenditures not explicitly provided for in this chapter. Expenses which are not approved by the Commission shall be borne by the political subdivision providing the training program. **LAW ENFORCEMENT OFFICERS EMPLOYED BY A LAW ENFORCEMENT AGENCY NOT ELIGIBLE FOR REIMBURSEMENT UNDER THE ACT MAY ATTEND NON-MANDATORY IN-SERVICE TRAINING COURSES AFTER THE LAW ENFORCEMENT AGENCY PAYS THE TUITION ESTABLISHED FOR THE COURSE TO THE COMMISSION.**



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA STATE POLICE
1800 ELMERTON AVENUE
HARRISBURG, PA 17110

COLONEL PAUL J. EVANKO
COMMISSIONER

September 5, 2000

Mr. Robert E. Nyce
Executive Director
Independent Regulatory Review Commission
14th Floor, Harrisstown II
333 Market Street
Harrisburg, Pennsylvania 17101

Re: Submission of Revised Regulation
IRRC Regulation 17-62
Pennsylvania State Police
Municipal Police Officers Education and Training Commission
Administration of the Program

Dear Director Nyce:

On August 31, 2000 the Municipal Police Officers Education and Training Commission (MPOETC) met and voted to amend the referenced regulation in accordance with the Independent Regulatory Review Commission's (IRRC) suggested revisions to Section 203.11(B)(1) (relating to waiver of certification qualifications for municipal police). This final form regulation was submitted for your review on July 17, 2000. Subsequently, the Department requested a tolling of the regulation so that the MPOETC could meet to consider adopting IRRC's recommended revisions. On August 8, 2000 the IRRC approved the tolling of the regulation.

In accordance with section 5.1(g) of the Regulatory Review Act the Department hereby resubmits the enclosed referenced regulation for approval by the Senate Law and Justice Committee, the House Judiciary Committee and the IRRC.

Sincerely,

A handwritten signature in black ink that reads "Col. Paul J. Evanko".

Colonel Paul J. Evanko
Commissioner

Enclosure

TRANSMITTAL SHEET FOR REGULATIONS SUBJECT TO THE
REGULATORY REVIEW ACT

RECEIVED

I.D. NUMBER: 17-62
SUBJECT: Municipal Police Officers' Education and Training Commission
AGENCY: Pennsylvania State Police; MPOETC

2000 SEP -6 PM 1:43
INDEPENDENT REGULATORY
REVIEW COMMISSION

TYPE OF REGULATION

- _____ Proposed Regulation
- _____ Final Regulation
- _____ Final Regulation with Notice of Proposed Rulemaking Omitted
- _____ 120-day Emergency Certification of the Attorney General
- _____ 120-day Emergency Certification of the Governor
- X Delivery of Tolled Regulation
 - a. x With Revisions
 - b. _____ Without Revisions

FILING OF REGULATION

DATE	SIGNATURE	DESIGNATION
<u>9/6/00</u>	<u>Sandra J. Harper (AA)</u>	HOUSE COMMITTEE ON <i>Judiciary</i>
<u>9/6/00</u>	<u><i>Pat M. R.</i></u>	
<u>9/6/00</u>	<u><i>Jan Woodruff</i></u>	SENATE COMMITTEE ON LAW & JUSTICE
<u>9/6/00</u>	<u><i>Don Deibert</i></u>	
<u>9-6-00</u>	<u><i>J. Vaillancourt</i></u>	INDEPENDENT REGULATORY REVIEW COMMISSION
_____	_____	ATTORNEY GENERAL
_____	_____	LEGISLATIVE REFERENCE BUREAU