

Jim Anderson 2

LSO-0138  
Approp 2

# HOUSE BILL

0090

HOUSE BILL 0090

Title:

HB0090 Law enforcement training-reimbursement.

AN ACT relating to the Wyoming law enforcement academy; providing for peace officers and detention officers to reimburse the cost of basic training under certain circumstances; and providing for an effective date.□

*James H. Anderson*

Introduced by:

## HOUSE ACTION ON HOUSE BILL

2/14 ☒ Introduced  
Aye 50 No 10 Ex 0 Ab 0  
☒ Read First Time and Ref. to  
Committee No. 02  
☐ Failed Introduction  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
2/18 Returned from Committee No. 02  
with Recommendation:  
☒ Do Pass; ☐ Amend & Do  
Pass; ☐ Do Not Pass;  
☐ W/O Recomm; ☐ Re-Refer to  
Committee No. \_\_\_  
/ Re-referred to Committee No. \_\_\_  
/ Returned from Committee No. \_\_\_  
with Recommendation:  
☐ Do Pass; ☐ Amend & Do  
Pass; ☐ Do Not Pass;  
☐ W/O Recomm; ☐ Re-Refer to  
Committee No. \_\_\_  
2/28 Considered in Comm. of Whole  
☒ Amended  
☒ Recommended Do Pass  
☐ Failed Comm. of Whole  
☐ Indefinitely Postponed  
☐ Other: \_\_\_  
2/29 Read Second Time  
☐ Amended  
☒ Do Pass  
☐ Do Not Pass  
☐ Accelerated to 3rd Rdg.  
3/1 Read Third Time  
☐ Amended  
☒ Passed ☐ Failed  
Aye 38 No 21 Ex 01 Ab 0  
☐ Held for Reconsideration  
/ Motion to Reconsider  
☐ Passed ☐ Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
/ Third Reading Vote  
(On Reconsideration)  
☐ Passed ☐ Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
/ Sent to Senate (No Amendments)  
3/1 Sent to LSO for Engrossing  
3/1 ENGROSSED  
3/2 Sent to Senate

## SENATE ACTION ON HOUSE BILL

3/2 Received. Read First Time.  
Referred to Committee No. 22  
3/6 Returned from Committee No. 22  
with Recommendation:  
3-14 ☒ Do Pass; ☐ Amend & Do  
Pass; ☐ Do Not Pass;  
Dis in ☐ W/O Recomm; ☐ Re-Refer to  
Gen. File Committee No. \_\_\_  
/ Re-referred to Committee No. \_\_\_  
/ Returned from Committee No. \_\_\_  
with Recommendation:  
☐ Do Pass; ☐ Amend & Do  
Pass; ☐ Do Not Pass;  
☐ W/O Recomm; ☐ Re-Refer to  
Committee No. \_\_\_  
/ Considered in Comm. of Whole  
☐ Amended  
☐ Recommended Do Pass  
☐ Failed Comm. of Whole  
☐ Indefinitely Postponed  
☐ Other: \_\_\_  
/ Read Second Time  
☐ Amended  
☐ Do Pass  
☐ Do Not Pass  
☐ Accelerated to 3rd Rdg.  
/ Read Third Time  
☐ Amended  
☐ Passed ☐ Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
☐ Held for Reconsideration  
/ Motion to Reconsider  
☐ Passed ☐ Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
/ Third Reading Vote  
(On Reconsideration)  
☐ Passed ☐ Failed  
Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
/ Sent to House  
/ Sent for Enrolling  
HEA No. \_\_\_  
/ Signed by Speaker  
/ Signed by President  
/ Approved by Governor  
Chapter No. \_\_\_

AMENDMENT LIST

DATE 2-28-00 BILL NO. HB 0090

Circle One: COW 2nd 3rd

~~HB 0~~

HW001/A

HW002/A

**INTRODUCED**

HOUSE BILL NO. HB0090

Law enforcement training-reimbursement.

Sponsored by: Representative(s) Anderson, J. and Simons and  
Senator(s) Hinchey

A BILL

for

1 AN ACT relating to the Wyoming law enforcement academy;  
2 providing for peace officers and detention officers to  
3 reimburse the cost of basic training under certain  
4 circumstances; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 9-1-633(h) (intro) and by creating new  
9 subsections (n) and (o) is amended to read:

10

11 **9-1-633. Wyoming law enforcement academy; director;**  
12 **appointment; term; qualifications; employees; salaries;**  
13 **curriculum and training programs; fees; disposition.**

14

15 (h) Except as provided in subsection (n) of this  
16 section, no fees shall be charged for:

17

1       (n) The director is authorized to enter into  
2 agreements with peace officers and detention officers  
3 seeking to attend basic training courses at the academy to  
4 provide for reimbursement of the costs of training under  
5 specified conditions. The agreement shall:

6  
7           (i) Establish a fee for the peace officer and  
8 detention officer basic training courses based on actual  
9 direct and indirect costs of providing the training and all  
10 services provided in conjunction therewith;

11  
12           (ii) Provide that a peace officer or detention  
13 officer who attends the basic training course at state  
14 expense may be responsible to repay all or part of the fee  
15 for the training course as follows:

16  
17           (A) A person who, following completion of  
18 the basic training course, remains employed by a Wyoming law  
19 enforcement agency for a minimum of three (3) consecutive  
20 years in a position certified by the peace officers  
21 standards and training commission (POST) shall be excused  
22 from repayment of any portion of the course fee;

23  
24           (B) A person who, following completion of  
25 the basic training course, remains employed by a Wyoming law

1 enforcement agency for a minimum of two (2) consecutive  
2 years but less than three (3) years in a POST certified  
3 position shall be responsible for repaying one-third (1/3)  
4 of the course fee;

5  
6 (C) A person who, following completion of  
7 the basic training course, remains employed by a Wyoming law  
8 enforcement agency for a minimum of one (1) year but less  
9 than two (2) years in a POST certified position shall be  
10 responsible for repaying two-thirds (2/3) of the course fee;

11  
12 (D) A person who, following completion of  
13 the basic training course, fails to remain employed by a  
14 Wyoming law enforcement agency for at least one (1) full  
15 year in a POST certified position shall be responsible for  
16 repaying one hundred percent (100%) of the course fee.

17  
18 (iii) Contain other provisions the director deems  
19 necessary or appropriate to accomplish the purposes of this  
20 subsection.

21  
22 (o) The attorney general may sue on behalf of the  
23 state to recover payment or reimbursement of course fees as  
24 specified under subsection (n) of this section. Fees

1 collected pursuant to subsection (n) of this section shall  
2 be credited to the general fund.

3

4 **Section 2.** This act is effective July 1, 2000.

5

6

(END)

**FISCAL NOTE**

	FY 2001	FY 2002	FY 2003
<b>NON-ADMINISTRATIVE IMPACT</b>			
<u>Anticipated Revenue Increase:</u>			
GENERAL FUND	50,000	50,000	50,000

Source of revenue increase:

Fees paid by officers to reimburse the cost of basic training under certain circumstances.

**Assumptions:**

It is anticipated that the passage of the bill will help to reduce the amount of turnover of law enforcement personnel in the state. How much will be difficult to quantify as the rate of turnover varies with the economy (and we have already started to experience a significant increase.)

Based on an estimate of how many peace and detention officers leave the state within one (27%), two (21%), and three years (12%), the state could generate as much as \$111,000; \$169,000; and \$185,000 in the next three fiscal years, respectively. The above analysis is based on the ideal 100 percent recovery scenario. However, a more realistic estimate would be \$50,000 in additional revenue for each of the next three fiscal years.

This bill should decrease turnover rates, thus decreasing the amount of revenue generated. Although revenue will be decreased, the state will see a commensurate savings in training costs for new hires.

Prepared by: Ernest L. Johnson

Phone: 358-3617

HB 90

## HOUSE BILL NO. HB0090

Law enforcement training-reimbursement.

Sponsored by: Representative(s) Anderson, J. and Simons and  
Senator(s) Hinchey

A BILL

for

1 AN ACT relating to the Wyoming law enforcement academy;  
2 providing for peace officers and detention officers to  
3 reimburse the cost of basic training under certain  
4 circumstances; providing for recovery of costs incurred by  
5 employing law enforcement agencies; and providing for an  
6 effective date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 9-1-633(h) (intro) and by creating new  
11 subsections (n) through (p) is amended to read:

12

13 **9-1-633. Wyoming law enforcement academy; director;**  
14 **appointment; term; qualifications; employees; salaries;**  
15 **curriculum and training programs; fees; disposition.**

16



1       (h) Except as provided in subsection (n) of this  
2 section, no fees shall be charged for:

3

4       (n) The director is authorized to enter into  
5 agreements with peace officers and detention officers  
6 seeking to attend basic training courses at the academy to  
7 provide for reimbursement of the costs of training under  
8 specified conditions. The agreement shall:

9

10           (i) Establish a fee for the peace officer and  
11 detention officer basic training courses based on actual  
12 direct and indirect costs of providing the training and all  
13 services provided in conjunction therewith;

14

15           (ii) Provide that a peace officer or detention  
16 officer who attends the basic training course at state  
17 expense may be responsible to repay all or part of the fee  
18 for the training course as follows:

19

20           (A) A person who, following completion of  
21 the basic training course, remains employed by a Wyoming law  
22 enforcement agency for a minimum of three (3) consecutive  
23 years in a position certified by the peace officers  
24 standards and training commission (POST) shall be excused  
25 from repayment of any portion of the course fee;

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

(B) A person who, following completion of the basic training course, remains employed by a Wyoming law enforcement agency for a minimum of two (2) consecutive years but less than three (3) years in a POST certified position shall be responsible for repaying one-third (1/3) of the course fee;

(C) A person who, following completion of the basic training course, remains employed by a Wyoming law enforcement agency for a minimum of one (1) year but less than two (2) years in a POST certified position shall be responsible for repaying two-thirds (2/3) of the course fee;

(D) A person who, following completion of the basic training course, fails to remain employed by a Wyoming law enforcement agency for at least one (1) full year in a POST certified position shall be responsible for repaying one hundred percent (100%) of the course fee;

(E) Notwithstanding subparagraphs (A) through (D) of this paragraph, a graduate of the academy who dies, becomes physically disabled, is a part-time or reserve officer as defined in W.S. 9-1-701(a)(viii) or is relieved of duty from a certified peace officer position by

1 a law enforcement agency as a result of fiscal reasons  
2 during the first three (3) years following his graduation  
3 from the academy shall not be required to reimburse the  
4 costs of training at the academy.

5

6 (iii) Contain other provisions the director deems  
7 necessary or appropriate to accomplish the purposes of this  
8 subsection.

9

10 (o) The attorney general may sue on behalf of the  
11 state to recover payment or reimbursement of course fees as  
12 specified under subsection (n) of this section. Fees  
13 collected pursuant to subsection (n) of this section shall  
14 be credited to the general fund.

15

16 (p) A law enforcement agency employing a peace officer  
17 or detention officer attending basic training courses at the  
18 academy may enter into an agreement with the peace officer  
19 to recover costs of training not covered under subsection  
20 (n) of this section, provided:

21

22 (i) The agreement shall establish:

23

24 (A) The direct and indirect costs which may  
25 be recovered from the peace officer; and

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

(B) The circumstances under which the peace officer shall be responsible to repay all or part of the costs.

(ii) The city, town or county attorney as appropriate may sue on behalf of the law enforcement agency to recover payment or reimbursement of the costs specified under this subsection; and

(iii) Costs recovered under this subsection shall be credited to the general fund of the appropriate local governmental entity.

**Section 2.** This act is effective July 1, 2000.

(END)

FIFTY-FIFTH WYOMING STATE LEGISLATURE  
HOUSE OF REPRESENTATIVES  
BUDGET SESSION  
2000

SEQUENCE : 5530

FEBRUARY 14 2000

BILL : HB0090

4:36 PM

AMENDMENT:

MOVED BY : REP. J ANDERSON

SECONDED BY:

TITLE1 :

TITLE2 :

ACTION : TO INTRODUCE

ANDERSON, J.....	A	NELSON.....	A
ANDERSON, R.....	A	NICHOLAS.....	A
BADGETT.....	A	OSBORN.....	A
BAKER.....	A	PARADY.....	A
BOSWELL.....	A	PASENEAUX.....	A
BURNS.....	A	PHILLIPS.....	A
CHILDERS.....	A	PHILP.....	A
COHEE.....	A	RARDIN.....	A
DEEGAN.....	A	REESE.....	A
DIERCKS.....	A	ROBINSON.....	A
ESQUIBEL.....	A	ROSE, J.....	A
EYRE.....	A	ROSE, T.....	A
FLEMING.....	A	ROSS.....	A
HAGEMAN.....	A	ROUNDS.....	N
HESSENTHALER...	N	RYCKMAN.....	N
HINES.....	A	SADLER.....	N
HUCKFELDT.....	N	SAMUELSON.....	A
ILLOWAY.....	A	SHIVLER.....	A
JOHNSON, L.....	A	SIMONS.....	A
JOHNSON, W.....	N	SIMPSON.....	N
JONES.....	A	STAFFORD.....	A
LANDON.....	A	TANNER.....	A
LAW.....	A	TEMPEST.....	A
LUTHI.....	A	TIPTON.....	A
MCGRAW.....	N	TOMASSI.....	A
MCMURTREY.....	A	WASSERBURGER...	A
MCOMIE.....	A	WILLFORD.....	A
MEULI.....	A	WOSTENBERG.....	N
MORGAN.....	A	ZANETTI.....	N
NAGEL.....	A	BEBOUT, MR. SPK	A

VOTE REQ: 2/3 OF MEMBERSHIP REQUIRED

AYES : 50

NOES : 10

EXCUSED : 0

ABSENT : 0

CONFLICT: 0

A=AYE N=NO E=EXCUSED  
X=ABSENT C=CONFLICT

**THE LEGISLATURE OF THE STATE OF WYOMING**  
House of Representatives

February 18, 2000

Mr. Speaker:

Your

**Committee H02 APPROPRIATIONS**

to whom was referred

**HB0090** respectfully reports same back to the House with the recommendation  
that it **DO PASS**

Legislator	AYE	NO	ABSENT	EXCUSED	CONFLICT
Anderson, J.	X				
Baker	X				
Boswell	X				
Philp	X				
Rardin	X				
Reese	X				
Simons	X				

AYES = 7

TOTAL = 7



Baker, Chairman

Page 1-line 4 ✓ After ";" insert "providing for recovery of costs incurred by employing law enforcement agencies;".

Page 7-line 9 ✓ Delete "and (o)" insert "through (p)".

Page 4-After line 2 Insert: ✓

"(p) A law enforcement agency employing a peace officer or detention officer attending basic training courses at the academy may enter into an agreement with the peace officer to recover costs of training not covered under subsection (n) of this section, provided:

(i) The agreement shall establish:

(A) The direct and indirect costs which may be recovered from the peace officer; and

(B) The circumstances under which the peace officer shall be responsible to repay all or part of the costs.

(ii) The city, town or county attorney as appropriate may sue on behalf of the law enforcement agency to recover payment or reimbursement of the costs specified under this subsection; and

(iii) Costs recovered under this subsection shall be credited to the general fund of the appropriate local governmental entity." JONES

Page 3-line 16 ✓ Delete "." insert ";".

Page 3-After line 16 Insert:

"(E) Notwithstanding subparagraphs (A) through (D) of this paragraph, a graduate of the academy who dies, becomes physically disabled, is a part-time or reserve officer as defined in W.S. 9-1-701(a)(viii) or is relieved of duty from a certified peace officer position by a law enforcement agency as a result of fiscal reasons during the first three (3) years following his graduation from the academy shall not be required to reimburse the costs of training at the academy."

J. ANDERSON



FIFTY-FIFTH WYOMING STATE LEGISLATURE  
HOUSE OF REPRESENTATIVES  
BUDGET SESSION  
2000

SEQUENCE : 5798

MARCH 1 2000

BILL : HB0090

10:47 AM

AMENDMENT:

MOVED BY :

SECONDED BY:

TITLE1 :

TITLE2 :

ACTION : THIRD READING REGULAR

ANDERSON, J....	A	NELSON.....	N
ANDERSON, R....	A	NICHOLAS.....	A
BADGETT.....	A	OSBORN.....	A
BAKER.....	A	PARADY.....	A
BOSWELL.....	N	PASENEAUX.....	N
BURNS.....	A	PHILLIPS.....	A
CHILDERS.....	A	PHILP.....	A
COHEE.....	A	RARDIN.....	A
DEEGAN.....	A	REESE.....	A
DIERCKS.....	A	ROBINSON.....	N
ESQUIBEL.....	N	ROSE, J.....	N
EYRE.....	A	ROSE, T.....	A
FLEMING.....	N	ROSS.....	A
HAGEMAN.....	A	ROUNDS.....	N
HESSENTHALER...	N	RYCKMAN.....	N
HINES.....	A	SADLER.....	N
HUCKFELDT.....	N	SAMUELSON.....	A
ILLOWAY.....	A	SHIVLER.....	E
JOHNSON, L.....	N	SIMONS.....	A
JOHNSON, W.....	N	SIMPSON.....	A
JONES.....	A	STAFFORD.....	A
LANDON.....	A	TANNER.....	A
LAW.....	N	TEMPEST.....	A
LUTHI.....	A	TIPTON.....	A
MCGRAW.....	N	TOMASSI.....	A
MCMURTREY.....	A	WASSERBURGER...	A
MCOMIE.....	N	WILLFORD.....	A
MEULI.....	N	WOSTENBERG.....	N
MORGAN.....	N	ZANETTI.....	N
NAGEL.....	A	BEBOUT, MR. SPK	A

VOTE REQ: MAJORITY OF MEMBERSHIP REQUIRED

AYES : 38

NOES : 21

EXCUSED : 1

ABSENT : 0

CONFLICT: 0

A=AYE N=NO E=EXCUSED  
X=ABSENT C=CONFLICT

## THE LEGISLATURE OF THE STATE OF WYOMING

Senate

March 6, 2000

Mr. President:

Your

**Committee S02 APPROPRIATIONS**

to whom was referred

**HB0090** respectfully reports same back to the Senate with the recommendation  
that it **DO PASS**

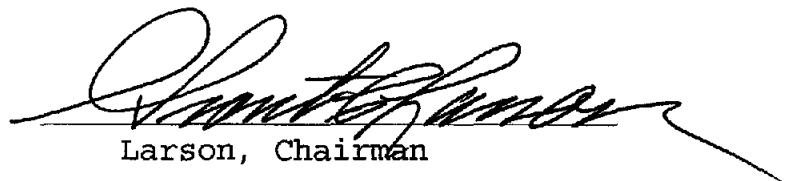
Legislator	AYE	NO	ABSENT	EXCUSED	CONFLICT
Cathcart	X				
Hinchey	X				
Larson	X				
Case		X			
Harris				X	

AYES = 3

NOES = 1

EXCUSED = 1

TOTAL = 5



Larson, Chairman

BILL JACKET