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SENATE BILL NO. 93

INTRODUCED BY Linda Nelson Severson

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING A SHERIFF TO ATTEND THE MONTANA LAW ENFORCEMENT ACADEMY; MAKING FAILURE TO COMPLETE THE ACADEMY COURSE GROUNDS FOR RECALL; AND PROVIDING AN APPLICABILITY DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Attendance at Montana law enforcement academy required for sheriffs -- exemption. (1) A person elected or appointed to the office of sheriff shall attend the Montana law enforcement academy and complete the course within 1 year of taking office.

(2) The failure of a sheriff to satisfactorily complete the course offered by the academy constitutes incompetence within the meaning of 2-16-603.

(3) A person who satisfactorily completed the course as a deputy sheriff, as required by 7-32-2106, is exempt from the requirement in subsection (1).

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 7, chapter 32, part 21, and the provisions of Title 7, chapter 32, part 21, apply to [section 1].

NEW SECTION. Section 3. Applicability. [This act] applies to all sheriffs taking office on or after January 1, 1996.

-END-

STATE OF MONTANA - FISCAL NOTE

Fiscal Note for SB0093, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An act requiring a sheriff to attend the Montana Law Enforcement Academy.

ASSUMPTIONS:

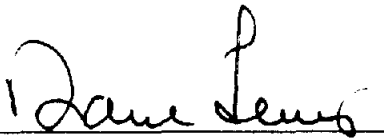
1. Newly appointed or elected sheriffs will attend the Montana Law Enforcement Academy's existing 10 week Basic Course. No new course will be designed specifically for sheriffs.
2. Nine new sheriffs were recently elected in the last election. All of these people had been to training at the Academy in the past. It is projected that 1-2 students a year would need to be added to the Basic Course for retirements, new appointments, or elections every 4 years.
3. The cost per student to attend the Basic Course is \$2,500. The fiscal impact on the Montana Law Enforcement Academy would be minimal as these students could be absorbed in the existing attendance rates.

FISCAL IMPACT:

Passage of SB0093 would have no fiscal impact on state government.

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

For each sheriff trained at the Academy, the county would pay \$2,500.

 1-16-95

DAVE LEWIS, BUDGET DIRECTOR DATE
Office of Budget and Program Planning

 1/16/95

LINDA NELSON, PRIMARY SPONSOR DATE

Fiscal Note for SB0093, as introduced

SB 93