



Arizona Peace Officer Standards and Training Board

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May 19, 2010

Honorable Janice Brewer
Governor
State of Arizona
1700 W. Washington, Ninth Floor
Phoenix, AZ 85007

RE: EXECUTIVE ORDER 2010-09 - Establishing Law Enforcement Training for
Immigration Laws

Dear Governor Brewer:

On April 23, 2010, under Executive Order 2010-09, the Arizona Peace Officer Standards and Training Board (Board) was tasked with developing a course of training for law enforcement officers in the state and all political subdivisions to implement Senate Bill 1070.

The Board has determined that given the challenges of time, geography, and officer availability, the medium of choice for the training will be Digital Media supported by handouts. The total time is not determined, but it will be segmented for use in briefing training or e-learning systems. With the exception of one federal training aid, all other handouts for the officers will be included on the DVD in a form which will allow them to be printed and distributed by the agencies. The course of training will be provided to all of the 170 law enforcement agencies in the state with sufficient copies for each officer to be given the training.

The course of training will provide clear guidance to law enforcement officers regarding the factors which might be used to establish reasonable suspicion. These factors will closely resemble the factors described in the federal immigration enforcement training. Experts in the legal field have been retained to provide a portion of this training.

Officers will be reminded of their oath of office, and the inherent duty of the badge, to always protect the civil rights of all persons and to respect the privileges and immunities of United States citizens. This will be a recurrent theme in the training program.

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In order to insure consistency with federal immigration law, experts in this area have been retained to participate in the training development and presentation. An expert in immigration documents has been retained to provide officers training on valid immigration documents which are required to be carried by documented aliens. Officers will also be provided a list of documents that can suffice to create the presumption of lawful presence.

A cadre of Police Legal Advisors is being used to provide the review of all of the new laws impacted by SB 1070 to insure accurate and procedurally correct instructions to the officers.

The Board is asking for a slight adjustment from the timeline for promulgating the training course that was outlined in the Executive Order. The creation of the course in the digital distribution form will require slightly more time than the sixty days allotted, so we would ask that the course completion date be June 30, 2010. Because the effective date for the law is July 29, 2010 which extended the training time, the ninety day goal outlined in the Executive Order will be achieved.

Assuming approval of the adjustment, the timeline will be:

April 23, 2010 – May 19, 2010

- Review the law and determine areas of expertise assistance,
- Identify resources,
- Gather information on existing programs,
- Select and retain experts,
- Conduct meetings with experts and stakeholders,
- Create the training outline to sufficient specificity for Board review and action,
- Board discussion and approval in open meeting on May 19, for transmittal to the Governor.

May 21, 2010 – June 30, 2010

- Finalize scripts,
- Video trainers for each segment,
- Create handouts,
- Edit draft version of training,
- Conduct review of video,
- Transmit for replication,
- Distribute to agencies.

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June 30, 2010 – July 29, 2010

Provide agencies with electronic rosters to track officer participation,
Monitor returns from agencies concerning participation,
Contact agencies as needed to offer assistance to promote participation,
Report to the Board at both July and August meetings,
Submit report to Governor's Office following August Board meeting.

Attached is the preliminary course outline for your review. Due to the nature of the editing process, the final course may be in a slightly different order. In addition, this course will be added to the Board Approved Basic Peace Officer Curriculum so all future officers will be trained in this arena.

The Board and its staff appreciate your confidence in our abilities. This is an opportunity for the men and women of Arizona law enforcement to showcase their professionalism and the Board believes they will make you and the citizens of this state proud.

Sincerely,

Joseph Duarte
Chair

Attachments