

## Module 2

### TCOLE and Academy Rules Overview

#### RULES OVERVIEW

##### **2.1.0 Unit Goal: Texas Commission on Law Enforcement (TCOLE) Rules.**

##### **2.1.1 Discuss the TCOLE mission as it pertains to the establishment of standards.**

###### **A. Basis for the TCOLE Mission:**

1. The mission of the Texas Commission on Law Enforcement, as a regulatory State agency, is to establish and enforce standards to ensure that the people of Texas are served by highly trained and ethical law enforcement, corrections, and telecommunications personnel.

a. <https://www.tcole.texas.gov/content/tcole-mission>

##### **2.1.2 Discuss the history and importance of TCOLE.**

- A. TCOLE is a state agency created by an act of the 59th Legislature – Senate Bill (SB) 236 which became effective on August 30, 1965.
- B. The Commission will continue until September 1, 2031 – Senate Bill (SB) 1445 passed in the 88th Legislature Regular session.
- C. The Commission is powered by legislation to create rules for the administration – Chapter 1701, Occupations Code.

1. <https://www.tcole.texas.gov/content/tcole-history>

##### **2.1.3 List how TCOLE rules are organized.**

- A. The sections are listed to include a brief description.
- B. Rule organization for Part 7 – Title 37 Texas Administrative Code Chapters 211-229
  1. Chapter 211 – Administration
  2. Chapter 215 – Training and Educational Providers
  3. Chapter 217 – Enrollment, Licensing, Appointment, and Separation
  4. Chapter 218 – Continuing Education
  5. Chapter 219 – Prelicensing, Reactivation, Tests, and Endorsements
  6. Chapter 221 – Proficiency Certificates
  7. Chapter 223 – Enforcement
  8. Chapter 225 – Specialized Licenses
  9. Chapter 227 – School Marshals
  10. Chapter 229 – Texas Peace Officer's Memorial Monument

**Instructor Note:** Not all chapters will be covered from this point forward. Only the chapters which cover rules for the individual officer.

##### **2.1.4 Identify the criteria for TCOLE Rules concerning basic training and enrollment standards.**

- A. Chapter 217: Enrollment, Licensing, Appointment, and Separation
  1. Rule 217.1 – Minimum Standards for Enrollment and Initial Licensure
  2. Rule 217.3 – Application for License and Initial Report of Appointment

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3. Rule 217.5 – Denial and Cancellation
4. Rule 217.7 – Reporting Appointment and Separation of a Licensee

**Lecture Scenario:** Review L1, L2, L3, and F5 and their components. Refer to [www.tcole.texas.gov](http://www.tcole.texas.gov).

- L1 – Statement of appointment
- L2 – Declaration of the lack of any drug dependency or illegal drug use
- L3 – Declaration of psychological and emotional health
- F5 – Separation of appointment
- Chapter 217.8 – Contesting an Employment Termination Report

#### **2.1.5 Identify the criteria for continuing education for licensees and explain the 24-month training unit and the 48-month training cycle.**

- A. Chapter 218: Continuing Education
  1. Rule 218.1 – Continuing Education Credit for Licensees
  2. Rule 218.3 – Legislatively Required Continuing Education for Licensees
  3. Rule 218.5 – Reporting Legislatively Required Continuing Education
  4. Rule 218.7 – Waiver of Legislatively Required Continuing Education
  5. Rule 218.9 – Continuing Firearms Proficiency Requirements
- B. Review training mandates with students for two-year training unit and four-year training cycle. Refer to [www.tcole.texas.gov](http://www.tcole.texas.gov) for current training mandates.

#### **2.1.6 Identify the Proficiency Certificate requirements.**

- A. Chapter 221: Proficiency Certificates
  1. Rule 221.1 – Proficiency Certificate Requirements
  2. Rule 221.3 – Proficiency Certificates

**Lecture Scenario:** Review the Basic Proficiency Certificate, Intermediate Proficiency Certificate, Advanced Proficiency Certificate, and the Master Proficiency Certificate briefly. Refer to [www.tcole.texas.gov/content/proficiency-certificates](http://www.tcole.texas.gov/content/proficiency-certificates)

#### **2.1.7 Identify the requirements for attempting a licensing exam.**

- A. Chapter 219: Prelicensing, Reactivation, Tests, and Endorsements
  1. Chapter 219.1 – Eligibility to Take State Examinations

#### **2.1.8 Identify the actions taken by the Commission against a licensee.**

- A. Chapter 223: Enforcement
  1. Rule 223.1 – License Action and Notification
  2. Rule 223.2 – Administrative Penalties
  3. Rule 223.3 – Answer Required
  4. Rule 223.5 – Contested Cases and Hearings
  5. Rule 223.13 – Surrender of License
  6. Rule 223.14 – Construction of Other Laws

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7. Rule 223.15 – License Suspension
8. Rule 223.16 – Probation and Mitigating Factors
9. Rule 223.17 – Reinstatement of a License
10. Rule 223.18 – Suspension Following Felony Arrest
11. Rule 223.19 – License Revocation

#### **2.1.9 Explain the process of reporting a licensee arrest.**

- A. Chapter 211: Administration
  1. Rule 211.27 – Reporting Responsibilities of Individuals
  2. Rule 211.28 – Responsibility of a Law Enforcement Agency to Report an Arrest
  3. Rule 211.29(N) – Responsibility of Agency Chief Administrators

#### **2.1.10 Discuss the significance of the Texas Peace Officers' Memorial and the National Law Enforcement Memorial.**

- A. Chapter 229: Texas Peace Officers' Memorial Monument
  1. Rule 229.1 – Reporting Responsibilities of Individuals
  2. Rule 229.3 – Specific Eligibility of Memorial Monument
  3. Rule 229.7 – Deaths Not Included

**Lecture Scenario:** View and discuss the National Law Enforcement Memorial.

- Access below website
- Click on “Memorial” link. <http://www.nleomf.org>