**2:01:06:03.  Reciprocity.** The Law Enforcement Officers Standards and Training Commission may waive any portion of the training program requirement of § 2:01:06:01, except firearms, emergency vehicle operations course, use of force, and the written reciprocity examination, upon formal application of a person requesting the waiver. The application must show that the person has completed a basic law enforcement certification course of equivalent content and quality in another jurisdiction no more than two years prior to the date of the appointment or has been employed within the prior two years as a fully empowered certified law enforcement officer in another jurisdiction and has completed a basic law enforcement certification course of equivalent content and quality. The commission's executive secretary shall administer to the applicant a written examination to determine the applicant's state of competence. Upon completion of the examination, the executive secretary or designee must notify the applicant of the training to be completed before the applicant may be certified. After the applicant successfully completes the required training and if the applicant meets the minimum standards for certification of § 2:01:02:01, the commission must issue the applicant a certificate as a certified law enforcement officer.

Upon application, the commission may permit a person to undertake the reciprocity certification process outlined in this section if that person:

(1)  Completed a basic law enforcement certification course of equivalent content and quality in another jurisdiction more than two years prior to the date of the appointment; or

(2)  Separated as a fully empowered certified law enforcement officer in another jurisdiction more than two years prior to the date of the appointment and has completed a basic law enforcement certification course of equivalent content and quality.

In determining whether to permit the person to undertake the reciprocity certification process, the commission shall consider in totality the person's law enforcement experience, law enforcement training, and related substantiative experience. Prior to considering the application, the executive secretary shall conduct a review of the person's law enforcement experience, law enforcement training, and related substantiative experience and provide a recommendation to the commission.

**Source:** SL 1975, ch 16, § 1; transferred from § 2:01:02:04, 2 SDR 37, effective November 20, 1975; 8 SDR 82, effective January 13, 1982; 14 SDR 81, effective December 6, 1987; 32 SDR 113, effective January 3, 2006; 47 SDR 41, effective October 12, 2020; 50 SDR 63, effective November 28, 2023.

**General Authority:** SDCL 23-3-35(1), 23-3-42.

**Law Implemented:** SDCL 23-3-44.