

IDAHO PEACE OFFICER STANDARDS & TRAINING PROCEDURE

12.25 OPENING DECERTIFICATION INVESTIGATIONS

A. General.

This procedure covers Peace Officer Standards and Training (POST) authority, responsibility and decision-making processes leading to the opening of a decertification investigation.

The POST Council has delegated its authority to investigate conduct and make decertification decisions to the POST Division Administrator. The POST Division Administrator fulfills this role with POST's Office of Professional Responsibility (OPR). This process is governed by [IDAPA 11.11.01.110](#) through [11.11.01.112](#).

B. Definitions.

“Credible information” means information independently verified that leads the OPR Manager to conclude there is sufficient cause to warrant an investigation into conduct which, if found to be true, would justify decertification. A bare allegation without independent verification may be insufficient to trigger an investigation.

“Officer” means any person certified in Idaho to be an officer (peace, adult detention, adult correction, reserve, adult misdemeanor probation or felony probation and parole; juvenile detention, juvenile correction, or juvenile probation; or emergency communications).

C. Opening a Decertification Investigation.

1. An investigation may be initiated upon submission of a Separation/Change of Status form by a Law Enforcement Agency, credible information of officer misconduct, or notification that an officer has been charged with a felony or misdemeanor.
2. The OPR Manager may contact the agency head to discuss the separation/change of status, alleged officer misconduct, or criminal charge when needed to determine if a decertification investigation is appropriate.
3. If a criminal case has been initiated, the OPR Manager will obtain and review the arrest report and court documents to determine if an investigation is appropriate.
4. If the OPR Manager determines an investigation is appropriate, an Investigation Authorization Form will be presented to the Division Administrator for signature.
5. If the Division Administrator authorizes the investigation, the investigation will move forward pursuant to [IDAPA 11.11.01.112](#) and Procedure [12.26 Conducting Decertification Investigations](#).
6. In all cases the OPR Manager will send a letter to the officer's agency head advising that a decertification has been initiated.
7. If the Manager OPR determines the conduct does not warrant opening an investigation the OPR Manager will notify the agency head, update all pertinent records and files, and

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prepare the record for storage.

D. Holding the Investigation in Abeyance

1. If the officer is currently employed and an internal investigation is underway with the officer's agency, the POST investigation will be held in abeyance until the agency investigation and/or action is concluded.
2. If a criminal investigation and/or prosecution into the officer's conduct is underway, the POST investigation will be held in abeyance until the final adjudication is recorded.