



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (10/1/89)

Agency: Criminal Justice Training Commission

- Permanent Rule
- Emergency Rule

(1) Date of adoption: December 6, 1990

(2) Purpose: Authorizes Commission to certify law enforcement officers to deliver curriculum of the Drug Abuse Resistance Education (D.A.R.E.) program, and to de-certify such officers for cause.

(3) Citation of existing rules affected by this order:

- Repealed: none
- Amended: none
- Suspended: none

(4) Authority for adoption:

Statute: 43.101.080(2)

Other Authority:

(5.1) PERMANENT RULE ONLY

Pursuant to notice filed as WSR 90-21-010 on October 8, 1990 (date).

Describe any changes other than editing from proposed to adopted version:

Subsection (1)(d) delete: ((and-the-Los-Angeles-Police-Department))

(5.2) EMERGENCY RULE ONLY

Pursuant to RCW 34.05.350 the agency for good cause finds:

- (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If yes, explain:

(6) Effective date of rule:

Permanent Rules

Emergency Rules

- 31 days after filing
- Other (specify) _____ *
- Immediately
- Later (specify) _____

*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

CODE REVISER USE ONLY

CODE REVISER'S OFFICE
STATE OF WASHINGTON
FILED

DEC 12 1990

TIME: 9:20 PM
WSR 91-01-042

NAME (TYPE OR PRINT)

James C. Scott

SIGNATURE

Executive Director

DATE

12/11/90

NEW SECTION

139-05-930 CERTIFICATION/DE-CERTIFICATION OF D.A.R.E.

OFFICER (1) No individual shall deliver, present, or otherwise provide the Drug Abuse Resistance Education (D.A.R.E.) curriculum or program within any public or private school of this state unless such individual is a certified D.A.R.E. officer. For this purpose, the term "certified D.A.R.E. officer" means any individual who:

- (a) is engaged in regular, full-time commissioned employment with a general enforcement agency of this state;
 - (b) has complied and remains in compliance with the basic training requirements of RCW 43.101.200;
 - (c) has been selected or appointed as a D.A.R.E. officer candidate by his or her agency head, and such selection or appointment is based upon a process which evaluates appearance, commitment, integrity, communications skills, and ability to establish rapport with pre-teen and teenage students;
 - (d) has successfully completed a basic 80-hour "D.A.R.E. Officer" training program approved by the Washington State Criminal Justice Training Commission; and
 - (e) remains in certified status and in good standing as a D.A.R.E. officer.
- (2) Any D.A.R.E. officer of this state may be de-certified by the Training Commission through the suspension or revocation of his or her certification for one or more of the following reasons:
- (a) failure to personally provide or conduct one full D.A.R.E. curriculum within any 24-month period;
 - (b) use of any controlled substance or unprescribed drug in violation of any statute, ordinance, or departmental directive;
 - (c) intemperate use of alcohol;
 - (d) commission of any crime;
 - (e) public or private conduct which brings, or can reasonably be expected to bring, discredit, ridicule, embarrassment, or other negative effect to the D.A.R.E. program;
 - (f) knowingly involving himself or herself with any program or activity, including fundraising effort or activity, which falsely or fraudulently purports to be D.A.R.E. or D.A.R.E. related; or
 - (g) knowingly violating any rule, regulation, or requirement established by D.A.R.E. America or the Training Commission for the purpose of ensuring program uniformity, program integrity, or vendor or copyright control.
- (3) Any D.A.R.E. officer's certificate may be suspended or revoked for cause by the Training Commission's Executive Director or his or her designee. Appeal therefrom may be taken to the Commission in accordance with WAC 139-01-810.