



Rules of
Department of Public Safety
Division 75—Peace Officer Standards and
Training Program
Chapter 16—Peace Officer Standards and
Training Commission Fund

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**Title 11—DEPARTMENT OF
PUBLIC SAFETY**

**Division 75—Peace Officer Standards and
Training Program**

**Chapter 16—Peace Officer Standards and
Training Commission Fund**

**11 CSR 75-16.010 Peace Officer Standards
and Training Commission Fund**

PURPOSE: This rule identifies procedures for administering the training fund established pursuant to section 590.178, RSMo.

(1) A county or municipality may participate in the Peace Officer Standards and Training Commission Fund (POST Fund) as follows:

(A) The county or municipality shall assess a one dollar (\$1) surcharge in each criminal case pursuant to section 488.5336, RSMo;

(B) No less than once per calendar month, the county or municipality shall forward, payable to “Treasurer, State of Missouri,” all collected surcharges to the following address: Budget Director, Department of Public Safety, PO Box 749, Jefferson City, MO 65102;

(C) All surcharges forwarded to the Department of Public Safety shall be accompanied by a completed POST Fund participation form.

(2) The Director shall distribute monies from the POST Fund to participating counties and municipalities as follows:

(A) Distribution shall be made annually on or before October 1 based on contributions made during the preceding state fiscal year;

(B) A county or municipality must have participated at least ninety (90) days during the fiscal year in order to be eligible for distribution;

(C) All participants who contributed five hundred dollars (\$500) or less shall receive a distribution of exactly five hundred dollars (\$500);

(D) All participants who contributed more than five hundred dollars (\$500) shall receive a distribution as follows:

1. The participant’s CONTRIBUTION FACTOR shall be calculated, which shall equal the participant’s contribution divided by total contributions.

2. The participant’s BASE DISTRIBUTION shall be calculated, which shall equal ninety percent (90%) of the participant’s contribution.

3. An OVERALL RESIDUAL shall be calculated, which shall equal total contributions, less the total of five hundred dollar (\$500) payments pursuant to subsection (2)(C) of this rule, less the total of base dis-

tributions pursuant to paragraph (2)(D)2. of this rule, plus accrued interest on total contributions, less a reserve amount to be determined by the Director.

4. The participant’s RESIDUAL ADJUSTMENT shall be calculated, which shall equal the OVERALL RESIDUAL multiplied by the participant’s CONTRIBUTION FACTOR.

5. The participant’s actual distribution shall equal the participant’s BASE DISTRIBUTION plus the participant’s RESIDUAL ADJUSTMENT.

(3) Monies distributed from the POST Fund shall not be used for any purpose other than to pay the costs of:

(A) Continuing Law Enforcement Education (CLEE) training attended by licensed peace officers; or

(B) Technical or professional training attended by non-commissioned personnel employed by a law enforcement agency.

(4) Under no circumstances shall monies distributed from the POST Fund be used to pay for:

(A) Salaries; or

(B) Training not successfully completed by the trainee.

(5) Monies distributed from the POST Fund shall not be used to supplant or replace existing training funding.

(6) The Director shall have discretion to determine whether any particular training or cost item is eligible to be paid with monies distributed from the POST Fund.

(7) The POST Commission shall have discretion to bar a county or municipality from future participation in the POST Fund for failure to comply with this rule.

(8) A decision of the Director or of the POST Commission pursuant to this rule shall be subject to review only pursuant to section 536.150, RSMo.

AUTHORITY: sections 590.120, RSMo Supp. 2003 and 590.178, RSMo 2000. Original rule filed May 1, 2002, effective Oct. 30, 2002. Amended: Filed Jan. 15, 2004, effective July 30, 2004.*

**Original authority: 590.120, RSMo 1978, amended 1988, 1993, 1995, 2001; and 590.178, RSMo 1993, amended 1994.*