

**MINUTES**

**BLEOST MEETING**  
**October 8, 2020**

**Call to Order:**

The meeting was called to order at 9:00 a.m. by Chairwoman Travis. This meeting was held by conference call.

**Roll Call:**

Chairwoman Travis called the roll and a quorum was established. Board members present were:

Officer Brad Carter  
Hon. Kassie Coleman  
Chief Don Gammage  
Sheriff Jim Johnson  
Dr. Steve Mallory  
Constable Glenn McKay  
Sheriff Greg Pollan  
Chief Vance Rice  
Hon. Ed Snyder  
Mr. Windy Swetman  
Captain Lori Travis

Hon. Pete Cajoleas, Board Counsel

**Board members not present were:**

Mayor Gary Rhoads

**Introduction of Guests, Introductory Remarks:**

The guests introduced themselves and they were welcomed. Special Assistant Attorney General Pete Cajoleas introduced Special Assistant Attorney General Candice Rucker as the new Board Counsel. New Counsel Candice Rucker was welcomed to the Board.

**Speakers/Guests present were:**

Hon. Avery Lee, Attorney General's Office  
Hon. Candice Rucker, Attorney General's Office  
Hon. Jessica Pulliam, Attorney General's Office  
Director Patrick Munday, Attorney General's Office  
Director Jacqueline Moreno, SRPSI  
Project Manager Lynne Carrie, Meridian Academy  
Director Phyllis Colson, N.E.M.C.C.  
Director Thomas Tuggle, MLEOTA

**Staff Members Present were:**

Certification Officer Bebea Boney  
Bureau Director Robert Davis  
Division Director Bob Morgan  
Training Director, Michael Nash  
Certification Officer Donna Rogers

**Approval of Minutes:**

A copy of the minutes from the July meeting was emailed to each member. Chief Gammage made a motion to approve the minutes as presented. Mrs. Coleman seconded the motion. The motion carried without opposition.

**OLD BUSINESS**

**In-Service Training – Request for Approval:**

1. Racial Diversity and Effective Communications; 16 hrs.; Sponsored by Mississippi State University Police Department; Presented by WSM Trainers and Consultants, Steven Grant.
2. Domestic Violence; Constitutional Law; Policies and Procedures in Law Enforcement; 1 hr.; Online Training; Presented by Target Solutions.
3. Street Crimes Training; 21 hrs.; Presented by Pat McCarthy’s Street Crimes Training.
4. Crisis Intervention Training; 40 hrs.; Presented by Lifecore Health Group and CIT Taskforce.
5. Strategic Communication for Law Enforcement Officers; 8 hrs.; Presented by Creekmore Wright.
6. Advanced Search & Seizure; 8 hrs.; Advanced Traffic Stops; 8 hrs.; Advanced Criminal Investigations; 8 hrs.; Bulletproof Report Writing; 8 hrs.; Real-World De-Escalation; 4 hrs.; Duty to Intervene; 4 hrs.; Live Online & On Demand; Presented by Blue to Gold Law Enforcement Training, LLC.
7. Human Trafficking Investigator Training; 24 hrs.; Presented by Sgt. Nick Brown, Human Trafficking Taskforce.
8. Sex Abuse Investigations; Opioid, Fentanyl, NARCAN; Domestic Violence; Interacting with the Mentally Impaired; Law Enforcement Terrorism Prevention; Active Assailant Response; Constitutional Application; Crisis Intervention Training; De-escalation; Leadership; Racial Profiling; 1 to 4 hrs.; Online; Presented by PMAM Corps.
9. How Trauma-Informed Principles Can Improve Crisis Intervention; 6-8 hrs.; Presented by Christopher Freeze.
10. Response and Understanding a Death Scene, 8hrs.; Recognizing and Combating Secondary Traumatic Stress, 2.5 hrs. online; Presented by Darren Dake, Death Investigation Training Academy.

Mr. Snyder made a motion to approve the courses for in-service training. Mr. McKay seconded the motion and it passed without opposition.

**Review and Vote for Approval of the Revised Final Order for the Sgt. Roderick Brown Jr. Hearing:**

The seven (7) members that voted to cancel and recall the certificate of Sgt. Roderick Brown Jr. revised the final order of the Board for that hearing. A fifteen (15) page document has been produced by these members and a vote needs to be taken for the record.

The Chair entertained a motion to approve the entry of the amended order in the administrative proceeding concerning Sgt. Roderick Brown Jr., Appeal Cause number 2020-056W. Sheriff Johnson made the motion and Mr. Snyder seconded the motion. There was no discussion. Sheriff Johnson, Officer Carter, Mrs. Coleman, Mr. Snyder, Sheriff Pollan, Dr. Mallory, and Chief Rice voted to approve the amended order. There was no opposition.

**Review Proposed Policy Changes, Chapters 1,2,3,4,7,9,13; Vote with the Intent to Adopt:**

Changes were proposed for the listed chapters to clarify policy and due to the passage of the Fresh Start Act of 2019. The OLRC refused to accept the changes, stating that it was determined that the Board did not fall under this Act. These changes have been reversed and a vote is needed to submit the other changes to clarify policy and to place new language in the policy. The new language and policy are underlined below.

**Part 301 Chapter 1**

*Rule 1.1 Definitions*

Herein are defined certain terms used in these Policy and Procedures.

1. **Administrative Hold** - Shall mean the withholding of all training funds and certification certificates due to non-compliance with Board policy or official requests for information.
2. **Background Investigation** - Shall mean a comprehensive process designed to produce fact-based, complete, accurate and unbiased information to ensure that an applicant meets all standards and requirements for employment.
32. **Board** - Shall mean the Board on Law Enforcement Officer Standards and Training.
43. **Board Director** - Shall mean the Director of the Division of Public Safety Planning.
54. **Break in Service** - Any period of time when an individual is not a law enforcement officer as defined in this policy.
65. **Certificates** - Shall mean certificates issued only to fully qualified officers.
76. **Certified** - Shall mean the Board has acknowledged that all requirements mandated by this policy and the Law Enforcement Officers Training Program have been achieved and that a certificate has been issued as documentation of the same.
87. **Chief of Police** - Shall mean the chief law enforcement officer of the municipality, who shall

have control and supervision of all police officers employed by the municipality. The officer in charge of municipal law enforcement officers, regardless of title, is acting as the Chief of Police.

**98. Code of Ethics** - Shall mean the ethical mandates set forth in Chapter 4, Rule 4.4.(1), Law Enforcement Code of Ethics, that law enforcement officers use to perform their duties.

**109. Criminal Record** - Shall mean any type of felony or misdemeanor conviction.

**1110. Disqualifying Criminal Convictions** - Shall mean a criminal record that is specific and directly related to the duties and responsibilities of a law enforcement officer as determined by a consideration of the following factors: the nature and seriousness of the crime for which the individual was convicted; the passage of time since the commission of the crime; the relationship of the crime to the ability, capacity, and fitness required to perform the duties and discharge the responsibilities of a law enforcement officer; and any evidence of rehabilitation or treatment undertaken by the individual that might mitigate against a direct relation.

**1211. Employment Standards** -- ~~All law enforcement applicants must meet the following guidelines to be employed as a law enforcement officer.~~ To be qualified for employment as a law enforcement officer, the applicant must meet the following standards and requirements: ~~They must~~ Be at least twenty-one (21) years of age, be a high school graduate (or obtain a General Educational Development (GED) Diploma), and be a United States citizen; be of such good physical and mental condition; to be capable of performing the duties under conditions inherent to the profession, as verified by a licensed physician; and be of good moral character as evidenced among other things by having neither a conviction, a plea of guilty, a plea of nolo contendere, probation, pre-trial diversion or the payment of any fine for a felony or a misdemeanor involving moral turpitude; or in relation to a crime that is directly related to the duties and responsibilities of a law enforcement officer; and have engaged in no conduct or action that would greatly diminish the public trust in the competence and reliability of a law enforcement officer. ~~Individuals~~ Former members of the Armed Forces must have been discharged from the Armed Forces under honorable conditions. Fitness for service as it relates to moral character must be verified by an appropriate background investigation.

**139. Equivalency of Training** - Shall mean the assessment of an applicant's law enforcement training, education, experience and qualifications.

**1410. "Grand-fathered" or exempt officers** - Shall mean full-time law enforcement officers already serving under permanent appointment on July 1, 1981, and personnel of the division of community services under § 47-7-9, Mississippi Code of 1972, serving on July 1, 1994, are not required to meet any of the provisions of the Law Enforcement Officers Training Program.

**1511. Lateral Transfer** - A transfer by a certified officer to a different law enforcement agency.

**1612. Law Enforcement Employer** - Shall mean the agency which employs the law enforcement officer.

**1713. Law Enforcement Officer** - Shall mean any person appointed or employed full time by the

state or any political subdivision thereof, or by the state military department as provided in Section 33-1-33, who is duly sworn and vested with authority to bear arms and make arrests, and whose primary responsibility is the prevention and detection of crime, the apprehension of criminals and the enforcement of the criminal and traffic laws of this state and/or the ordinances of any political subdivision thereof. The term "law enforcement officer" also includes employees of the Department of Corrections who are designated as law enforcement officers by the Commissioner of Corrections pursuant to Section 47-5-54 and includes those district attorney criminal investigators who are designated as law enforcement officers. However, the term "law enforcement officer" shall not mean or include any elected official or any person employed as a legal assistant to a district attorney in this state, compliance agents of the State Board of Pharmacy, or any person or elected official who, subject to approval by the board, provides some criminal justice related services for a law enforcement agency. As used in this paragraph, "appointed or employed full time" means any person who is receiving gross compensation for his duties as a law enforcement officer of Two Hundred Fifty Dollars (\$250.00) or more per week or One Thousand Seventy-Five Dollars (\$1,075.00) or more per month.

**1814. Law Enforcement Trainee** - Shall mean any person appointed or employed in a full-time, part-time, reserve or auxiliary capacity by the state or any political subdivision thereof for the purposes of completing all the selection and training requirements established by the board to become a law enforcement officer or a part-time law enforcement officer. Such individuals shall not have the authority to use force, bear arms, make arrests or exercise any of the powers of a peace officer unless:

- A. The trainee is under the direct control and supervision of a law enforcement officer;
- B. The trainee was previously certified under this chapter; or
- C. The trainee is a certified law enforcement officer in a reciprocating state

**19. Moral Turpitude** - Any conduct, or pattern of conduct, contrary to justice, honesty, honor, modesty or good morals that would tend to disrupt, diminish or otherwise jeopardize public trust and fidelity in law enforcement.

**20+6. Part-time Law Enforcement Officer** - Shall mean any person appointed or employed in a part-time, reserve, or auxiliary capacity by the state or any political subdivision thereof who is duly sworn and vested with authority to bear arms and make arrests, and whose primary responsibility is the prevention and detection of crime, the apprehension of criminals and the enforcement of the criminal and traffic laws of this state and/or the ordinances of any political subdivision thereof. However, the term "part-time law enforcement officer" shall not mean or include any person or elected official who, subject to approval by the Board, provides some criminal justice related services for a law enforcement agency. As used in this paragraph "appointed or employed" means any person who is performing such duties at any time whether or not they receive any compensation for duties as a law enforcement officer provided that such compensation is less than Two Hundred Fifty Dollars (\$250.00) per week or One Thousand Seventy-Five Dollars (\$1,075.00) per month.

**2147. Probationary Period** - A period of one year for full-time status and two years for part-time status from the initial date of hire as a law enforcement trainee, in the original appointment. The probationary period cannot be enlarged by additional or multiple appointments. Individuals acquire an additional two-year period following a break in-service of more than two years.

**2218. Self-Sponsored Cadet** – Shall mean any person applying to an accredited law enforcement academy with the intent of completing the basic course curriculum or refresher course curriculum for full-time or part-time employment.

**2319. Training Packet** -Shall mean the Board adopted forms used to collect information necessary for enrollment in a basic, part-time/reserve or refresher training course.

History: adopted - 07/1981; rev - 04/1988, 10/1991, 07/1998, 07/2004, 07/2006, 07/2007, 09/2008, 05/2013, 03/2017 and 09/2019

Source: Miss Code Ann. § 45-6-3, 45-6-7

## **Part 301 Chapter 2: Applicant Evaluation, Employment and Certification Procedures**

- C. All law enforcement applicants with the noted exception in paragraph (b) above must meet the following guidelines to be employed as a law enforcement officer:
5. And be of good moral character as evidenced among other things by having neither a conviction, a plea of guilty, a plea of nolo contendere, having been ordered into probation or pre-trial diversion or have been fined in relation to a felony or a misdemeanor involving moral turpitude or to a crime that is directly related to the duties and responsibilities of a law enforcement officer; and not have been engaged in any conduct or action that would greatly diminish the public trust in the competence and reliability of a law enforcement officer. ~~Former members of the Armed Forces~~ Individuals must have been discharged ~~from the Armed Forces~~ under honorable conditions. Fitness for service as it relates to moral character must be verified by an appropriate background investigation.

A complete background investigation (~~See Background Investigations~~). This investigation is a critical factor in determining whether law enforcement applicants meet the requirements established under the LEOTP. The primary purpose of the investigation is to provide the law enforcement employer with enough factual information to determine if a particular candidate would ensure the continued public trust in the competence and reliability of the department.

- F. Self-Sponsored individuals may request to attend an accredited academy for the purpose of completing basic or refresher training before applying for a law enforcement position. Self-Sponsored individuals must obtain certification within two years of completing basic or refresher training. If certification is not granted, the training must be repeated.

### Part 301 Chapter 3: Professional Certificates

- D. The employer should return the certificate to the Board director, along with a complete “**Termination/Reassignment Report**” form, within ten working days after:
  - 1. The employee no longer meets all of the qualifications for employment (i.e.- the employee has been convicted, pled guilty, pled nolo contendere, fined, ordered into probation or pre-trial diversion in relation to a felony or a crime involving moral turpitude or to a crime that is directly related to the duties and responsibilities of a law enforcement officer, etc. **[the employer shall provide official documentation of any such conviction]**);

### Part 301 Chapter 4: Hearings, Denial or Other Sanctions of Certificates

#### *Rule 4.2 Policy*

- 1. The Board may reject any unqualified applicant for certification by a classification of not eligible for certification. Further, the Board reserves the right to reprimand, suspend or cancel and recall any certificate when:
  - 2.
    - C. The holder has been convicted, pled guilty, pled nolo contendere, fined, ordered into probation or pre-trial diversion in relation to a felony or a crime involving moral turpitude or that is directly related to the duties and responsibilities of a law enforcement officer;
    - D. The holder has committed an act of malfeasance or has been dismissed from his employing law enforcement agency; or
    - E. The physical or mental condition of the officer is such that the officer is incapable of performing law enforcement duties inherent to the profession; or
    - ~~FE.~~ ~~Or~~ Other due cause as determined by the Board.
      - 1. The Board has established standards and qualifications by rule and regulation for the employment of law enforcement officers as they relate to the competence and reliability of persons to discharge the responsibilities of that position of public trust. These standards address minimum age, education, training, physical and mental standards, citizenship, good moral character and experience.
      - 2. Any ~~condition~~, conduct or action that would breach the established minimum standards, violate the Law Enforcement Code of Ethics or would greatly diminish the public trust in the competence and reliability of a law enforcement officer would be actionable as due cause for reprimand, suspension (under conditions), recall or cancellation of a certificate.

#### *Rule 4.3 Procedures*

- 1. The procedures listed herein shall be followed to ensure a fair and expedient process consistent with law.



- A. The Board staff shall open a certification review file upon the instruction of the assistant director or the director. The director or the assistant may base the opening of a review file on a number of sources.
- F. The director shall have the administrative authority to issue both temporary or permanent declarations of ineligibility for certification as well as an administrative revocation of those certificate holders who have been adjudicated guilty of a felony crime.
  - 1. Once the date has been established for the hearing, the director shall notify the officer/individual and the agency head of the hearing date. The letter shall state, in clear terms, the time and place of the hearing, purpose of the hearing and proposed action to be taken. The letter will also:
    - a. Invite the officer/individual to appear personally before the Board to make a presentation on his certification.
    - b. Advise the officer/individual that they have a right to be heard, present evidence and that they may bring people to give oral testimony or to provide assistance in the presentation. They also may question any adverse witnesses.
    - c. Advise the officer/individual that they may have counsel assist and/or represent them at the hearing.
    - d. Advise the officer/individual that strict rules of evidence do not apply.
    - e. Advise the officer/individual that documents may be submitted for consideration. All copies of any official documents must be submitted under the county seal or notary public. Any written testimony must be presented in the form of duly sworn affidavits. All documents must be submitted to the Board staff not later than five working days before the hearing.
  - 7. During deliberations the Board shall first consider the factual charges against the officer/individual and determine if the information presented supports the charges. If the Board finds that one or more of the charges are supported, then the Board shall consider the appropriate sanction.
  - 8. The Board action shall be reduced to writing and entered into the written record of the proceedings. This record shall report the Board's findings of fact relative to each charge and the certification sanction by the Board.
- K. The director shall notify the employing agency and the officer/individual in writing of the Board's decision. If the Board suspended or recalled the certificate, the notification shall advise the employer that no person shall serve as a law enforcement officer during a period when that person's certificate has been suspended, canceled or recalled in accordance with Mississippi Code Annotated, § 45-6-11 (3).

- L. An officer/individual aggrieved by the findings and order of the Board may file an appeal with the chancery court of the county in which the officer was employed. The officer/individual must submit written notice of the appeal and the appropriate venue to the Board within thirty days after the date of the Board's final order.

Source: Miss Code Ann. § 45-6-7, 45-6-11

**Part 301 Chapter 7: Standards for the Successful Completion of Law Enforcement Training**

*Rule 7.3 Procedures*

- 1. This section establishes procedures governing the standards to be used by accredited training academies.
  - A. Admission/enrollment procedure
    - 1. Each academy shall develop an admittance and enrollment procedure. This procedure must ensure that only those applicants who are of good moral character meeting Board standards and are physically and mentally fit are admitted to the academy.

***Rule 9.4 Refresher Training Curriculum***

- 1. This document describes the 200-hour Refresher Training Curriculum for all Mississippi Law Enforcement Officers.

**LAW ENFORCEMENT REFRESHER TRAINING CURRICULUM**

	<u>HOURS</u>
11. <b><u>HOMELAND SECURITY</u></b>	
45. Introduction of Homeland Security and ICS	1
46. <del>Introduction of</del> Human Trafficking	2
12. <b><u>HUMAN RELATIONS</u></b>	

17. Human Behavior/Interpersonal Communications	4
18. Law Enforcement and Citizens with Special Needs	4
19. Conflict Management	4
13. <b><u>ADMINISTRATIVE</u></b>	<b>21</b>
<b>Total</b>	<b>200</b>

History - adopted - 10/1984; rev - 12/1989, 11/2015, 11/2017, 01/2018, 07/2019

Source: Miss Code Ann. § 45-6-7

**Part 301 Chapter 13: Instructor Certification**

*Rule 13.1 Purpose*

1. This section establishes policy and procedures governing the standards and qualifications to be used to certify instructors for Board-approved training.
2. As with the professional certificate the instructor certificate remains the property of the Board. The possession and stewardship of the certificate is the responsibility of the sponsoring agency. The Board may revoke any instructor certificate upon a showing of just cause, which includes, but is not limited to:
  - a. Administrative error in issuance.
  - b. Falsification of any information on the application,
  - c. Failure to complete the prescribed internship,
  - d. Conviction or the entering of a plea of either guilty or nolo contendere, being fined, ordered into probation or pre-trial diversion in relation to a felony or a misdemeanor involving moral turpitude or a crime that is directly related to the duties and responsibilities of a law enforcement officer,

The Chair entertained a motion after the changes were reviewed and Mr. Snyder made a motion to give notice with the intent to adopt. Mrs. Coleman seconded the motion and it was approved without opposition.

**NEW BUSINESS**

**Review Proposed Policy Changes, Chapter 9; Vote with the Intent to Adopt; Presenter – Special Assistant Attorney General Jessica Pulliam;**

The recommended changes to Chapter 9 below are being proposed to clarify the rules concerning break in service. Certified officers from Mississippi that leave law enforcement in Mississippi to serve in closely related fields or in law enforcement in another state or federal jurisdiction need to abide by the same rules as far as training when they return to law enforcement in Mississippi. At the present time, officers serving in closely related jobs regardless of the number of years break from Mississippi only has to take the skills update/law courses to renew their certificate, while those working in law enforcement in another state or federal jurisdiction with a break from Mississippi of more than 5 years has to take the refresher course. Special Assistant AG Jessica Pulliam and Director Munday of the AG's office explained the training and different law enforcement jobs in the federal system and both were in agreement that the break in service for those working in federal law enforcement jobs should require the same training as those working in closely related jobs when returning to Mississippi.

D1. Applicants must have: completed the basic course as in Chapter-9, Rule 9.2, Subsection-C above, met the current employment guidelines and completed each of the hands-on skill tests and law courses and provide verification of First Aid/CPR certification within one year for full-time status and two years for part-time status of their date of hire. The skill tests must be conducted by a certified instructor or at a Board accredited academy. The law courses must be conducted at a Board accredited academy. Academies and instructors must review the Board's notice that the student is eligible for the skill tests and law courses. The skill tests are:

- a. Firearms,
- b. Defensive Driving and
- c. Mechanics of Arrest

3. ~~e.~~ ~~Of~~ Applicants must have served in a part-time law enforcement ~~status~~ position in this state.

E. Any officer, certified in this state, whose break in service was due to serving as a law enforcement officer in another state or federal jurisdiction may restore their certification. Eligible officers need only complete the hands-on skill tests and law courses of the refresher course and provide verification of First Aid/CPR certification within one year for full-time status and two years for part-time status of their date of hire, ~~provided that the break in service is not more than five (5) years.~~ The skill tests must be conducted by a certified instructor or at a Board accredited academy. The law courses must be conducted at a Board accredited academy.

1. Applicants must have completed the basic course as in Chapter-9, Rule 9.2, Subsection-C above and met the current employment guidelines.
2. ~~Applicants must have not had a break in service of more than five (5) years.~~

2.3. Applicants must have served in a full-time capacity as a law enforcement officer in one of the following positions (or other position as approved by the Board):

- b. ~~An agent, police officer or other law enforcement officer~~ Any person currently or formerly classified under the GS-1811 series or any uniformed federal law enforcement officer who is: appointed or employed full-time by; the United States Department of Justice or its law enforcement subdivisions, the Department of Defense or its recognized military service branches, the Department of the Interior, the Department of the Treasury or its law enforcement subdivisions, ~~or~~ the District of Columbia; and/or who is vested with the authority to bear arms, make arrests, and has as their primary duty the prevention and detection of crime, the apprehension of criminals, and the enforcement of criminal and traffic laws of the United States of America.

After discussion, Mr. Snyder suggested that section E (b) should be reworded for clarification. Mrs. Coleman made a motion to accept Mr. Snyder's rewording of section E (b) and it was seconded by Chief Rice. This motion passed without opposition. The Chair entertained a motion to approve the changes. Mrs. Coleman made a motion to give notice with the intent to adopt. Mr. Snyder seconded the motion and it passed without opposition.

### **Review Proposed Policy Changes, Chapters 1,2,5; Vote with the Intent to Adopt:**

The proposed changes in Chapter 1 are the results of a new law (HB 1434) changing the salary of part-time certified officers. The changes recommended in Chapter 2 and 5 are to help clarify certain issues.

#### Chapter 1 Definitions

**1713.** **Law Enforcement Officer** - Shall mean any person appointed or employed full time by the state or any political subdivision thereof, or by the state military department as provided in Section 33-1-33, who is duly sworn and vested with authority to bear arms and make arrests, and whose primary responsibility is the prevention and detection of crime, the apprehension of criminals and the enforcement of the criminal and traffic laws of this state and/or the ordinances of any political subdivision thereof. The term "law enforcement officer" also includes employees of the Department of Corrections who are designated as law enforcement officers by the Commissioner of Corrections pursuant to Section 47-5-54 and includes those district attorney criminal investigators who are designated as law enforcement officers. However, the term "law enforcement officer" shall not mean or include any elected official or any person employed as a legal assistant to a district attorney in this state, compliance agents of the State Board of Pharmacy, or any person or elected official who, subject to approval by the board, provides some criminal justice related services for a law enforcement agency. As used in this paragraph, "appointed or employed full time" means any person, other than a deputy sheriff or municipal law enforcement officer, who is receiving gross compensation for his or her duties as a law enforcement officer of Two Hundred Fifty Dollars (\$250.00) or more per week or One Thousand Seventy-Five Dollars (\$1,075.00) or more per month; for a deputy sheriff or municipal law enforcement officer, the term "appointed or employed full time" means a deputy sheriff or municipal law enforcement officer who is receiving gross

compensation for his or her duties as a law enforcement officer of Four Hundred Seventy-five Dollars (\$475.00) or more per week or Two Thousand Fifty Dollars (\$2,050.00) or more per month.

**2016. Part-time Law Enforcement Officer** - Shall mean any person appointed or employed in a part-time, reserve, or auxiliary capacity by the state or any political subdivision thereof who is duly sworn and vested with authority to bear arms and make arrests, and whose primary responsibility is the prevention and detection of crime, the apprehension of criminals and the enforcement of the criminal and traffic laws of this state and/or the ordinances of any political subdivision thereof. However, the term “part-time law enforcement officer” shall not mean or include any person or elected official who, subject to approval by the Board, provides some criminal justice related services for a law enforcement agency. As used in this paragraph “appointed or employed” means any person, other than a deputy sheriff or municipal law enforcement officer, who is performing such duties at any time whether or not they receive any compensation for duties as a law enforcement officer provided that such compensation is less than Two Hundred Fifty Dollars (\$250.00) per week or One Thousand Seventy-Five Dollars (\$1,075.00) per month; for a deputy sheriff or municipal law enforcement officer, the term ‘appointed or employed’ means a deputy sheriff or municipal law enforcement officer who is performing such duties at any time whether or not they receive any compensation for duties as a law enforcement officer provided that such compensation is less than Four Hundred Seventy-five Dollars (\$475.00) per week or Two Thousand Fifty Dollars (\$2,050.00) per month.

The Chair entertained a motion for Chapter 1. Mrs. Coleman made a motion with the intent to adopt. Chief Rice seconded the motion and it passed with opposition.

Chapter 2 Rule 2.3

C3.

- c. All other types of offenses are crimes and must be reported, regardless of the fine, pleas entered, or the adjudication status. This would include but is not limited to cases that are non-adjudicated, nolle prossed, dismissed, ~~or~~ acquitted, or expunged.

D3.

- c. Eligible for certification after successful completion of the Skills Test and Law Courses of the Refresher Course (completion of a Board-approved basic training course and break in service of more than two years), or the Refresher Course (completion of a Board-approved basic training course and break in service of more than five years).

The Chair entertained a motion for Chapter 2. Chief Gammage made a motion with the intent to adopt. Dr. Mallory seconded the motion and it passed with opposition.

Chapter 5

Rule 5.3

A2. Law enforcement agencies must establish policy that ensures only authorized (certified) officers perform duties as full-time or part-time; (including reserve; and/or auxiliary) law enforcement officers.

The Chair entertained a motion for Chapter 5. Officer Carter made a motion with the intent to adopt. Chief Rice seconded the motion and it passed with opposition.

**Discuss Time Extensions (Pandemic, Injury, Illness); Discuss Return to Academy:**

The staff, after receiving inquiries about cadets having to leave the academy due to the pandemic or injury, asked for discussions from academy directors, trainers, and the Board. The discussion was for a review of the current policy to see if any actions for change were needed.

A variety of opinions were shared, many felt that when cadets leave the academy that they should start over in a new class. Some views were that cadets that have to leave the academy because of circumstance beyond their control should be allowed to enter the next academy where they left off if the academy had the same schedule. One view was that starting over puts a financial burden on the agencies.

No action was taken on this matter. The policy states that a cadet cannot miss more than five percent of the training. This would mean that a cadet missing more than 24 hours in a full-time academy had to start over, if the academy didn't have a plan for them to make up the training during that particular academy class. There are rules in place for injuries as long as the cadet can participate in all classes. There are rules in place for failure of skill areas to be retested after graduation. The academy director is allowed to make the decision on a cadet to remain in the academy as long as they can complete all training.

**Discuss Online or Virtual Training during Pandemic:**

There have been inquiries concerning academies that have to stop classes due to the pandemic to offer virtual (zoom type) training for certain courses during the quarantine period. No action was taken by the Board to allow this type training to finish out an academy class, therefore if requests come in asking for permission to use this training during a quarantine period, the request would be denied.

Chief Gammage brought forth a proposal from the Chief's Association concerning online training. During this fiscal year which ends on June 30, 2021, the Association would like approval for 24 hours of required in-service training to be online training if the municipal agency chooses. At the present time, 12 of the 24 hours can be online. Mr. Snyder made a motion to allow 24 hours of online training for this fiscal year. Mrs. Coleman seconded the motion and it was approved without opposition.

Lafayette County Academy is going to propose 117 hours of online training in their basic part-time academy. This proposal will be presented at the next meeting.

**Election of Vice-Chair to complete the term of Vice-Chairman Barnett:**

Chief Barnett has retired and is no longer eligible to serve on the Board. He was the Vice-Chairman of the Board. This position is now vacant.

The Chair asked for nominations to fill the remaining term. Chief Gammage nominated Mr. Snyder. Mr. Snyder was elected unanimously.

**Certification of Officers:**

Director Davis presented 5 F/T Basic class, 20 F/T equivalency candidates, 2 P/T Basic classes, and 11 P/T equivalency candidates for certification pending completion of all requirements. Mrs. Coleman made a motion to approve the classes and equivalency candidates for certification subject to meeting all requirements and Chief Rice seconded the motion. The motion carried without opposition.

**Director's Report:**

Senate Bill 2764 passed and created special decals to be placed on the license plates and front left windshield corners of vehicles of applicants with health conditions or disabilities limiting or impairing effective communications with law enforcement. The Board should be sure that at least 6 hours of mental health and behavioral issues are taught in the academy. At least 1 hour of continuing education on these matters will now be required.

House Bill 1500 requires the Board to consider military training as being equivalent to our basic training. The staff will accept documents from those seeking equivalency of training and present each request to the Board.

MBN is working on a request to operate their own academy. The proposal will be coming soon.

Constable's are to receive training each year. Due to the pandemic, their training conference had to be cancelled. There are no sanctions if this training is not completed. The Board did waive requirements for in-service training for the year ending June 30, 2020.

**Next Scheduled Meeting:**

The next meeting was scheduled for November 12, 2020.

**Concluding Remarks; Adjournment:**

Chief Rice made a motion to adjourn. Mr. McKay seconded the motion. The meeting was adjourned at 11:36 a.m.

Respectfully submitted,



Director, Board on Law Enforcement Officer Standards and Training