

Board on Public Safety Standards and Training

Minutes

October 19, 2006

The Board on Public Safety Standards and Training held a regular meeting on October 19, 2006 at the Department of Public Safety Standards and Training in Salem, Oregon. Chair Bob Tardiff called the meeting to order at 9:10 a.m.

Attendees

Board Members:

Bob Tardiff, Chair, Oregon Association Chiefs of Police
Bob Wolfe, Vice-Chair, Corrections recommended by the Oregon State Sheriffs' Association
Kelly Bach, Oregon State Firefighters' Council
Andrew Bentz, Oregon State Sheriffs' Association (by teleconference)
Harold Burke-Sivers, Private Security Industry
Larry Goff, Oregon Fire District Directors' Association
Robert Jordan, SAIC FBI, Oregon (by teleconference)
Erik Kvarsten, League of Oregon Cities
Eric Meyer, Private Security Industry
Steven Piper, Non-Management Law Enforcement
Mark Prince, Oregon Fire Chiefs' Association
Tim McClain in for Ronald Ruecker, Superintendent, Oregon State Police
David Schutt, Oregon District Attorneys' Association
Rosie Sizer, Chief, Portland Police Bureau
Eric Swanson, Public Safety Telecommunicates
James Whelan, Oregon Volunteer Firefighters' Association (by teleconference)
Max Williams, Department of Corrections
Thomas Wright, Department of Corrections Bargaining Unit Representative

Board Members Absent:

Robert King, Portland Police Bureau
William Lafferty, Forest Protection Agencies
Nancy Orr, Oregon State Fire Marshal
Lane Roberts, Oregon Association Chiefs of Police
Wanda Sorenson, Public Member
David Sprando, Chief, Portland Fire and Rescue

DPSST Staff:

John Minnis, Director
Eriks Gabliks, Deputy Director
Cameron Campbell, Training Division Director
Marilyn Lorange, Certification and Records Supervisor
Theresa King, Professional Standards Coordinator
Karen Evans, Private Security Trainer/Investigator
Suzanne Baker, Private Security Compliance Specialist

Jeanine Hohn, Public Information Officer
Rosemary Neal, Executive Assistant to Director
Julie Olsen-Fink, Fire Certification Coordinator
Tammera Hinshaw, Executive Assistant to Deputy Director

Guests:

Derek Bliss, Private Security Policy Committee, Armed Security



1. Chair's Report and Administrative Announcements

Chair Tardiff announced this is a public meeting subject to the public meeting laws and is being recorded.

Requests were made to remove Item C, (Jack Redfield) from the Consent Agenda and to designate it as a separate Agenda item.

2. CONSENT AGENDA

A. Minutes (July 18, 2006)

B. Peterson, Joseph O. (DPSST # 15700)

Uphold recommendation of the Corrections Policy Committee to revoke the certifications of Joseph O. Peterson based on the discretionary disqualifying convictions and violation of the established moral fitness standards for Oregon public safety officers.

D. Proposed Administrative Rule – OAR 259-008-0005 – Definitions of Full-Time, Seasonal, and Temporary Employment

Uphold recommendation of the Corrections Policy Committee and the Police Policy Committee to file the revised language for OAR 259-008-0005 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file the rule with the Secretary of State as a permanent rule.

E. Proposed Rule Change – OAR 259-008-0025(1) Physical Fitness Standards ORPAT

Uphold recommendation of the Police Policy Committee to file the proposed language for OAR 259-008-0025(1)(c) with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

F. Proposed Rule – OAR 259-008-0025(1)(d) – Rule Relating to EMD Waiver of Basic Course

Uphold recommendation of the Telecommunications Policy Committee to file the proposed language amendments to OAR 259-008-00025(1)(d) with the Secretary of State as a

proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

G. Proposed Rule – OAR 259-008-0064 – Maintenance Training Extension

Uphold recommendation of the Telecommunications Policy Committee to file the proposed language amendments to OAR 259-008-0064 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

H. Proposed Rule Change – OAR 259-008-0065 – Maintenance Training for Police Officers

Uphold recommendation of the Police Policy Committee to file the proposed language amendments to OAR 259-008-0065 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

I. Proposed Rule – OAR 259-008-0085 – Certification of Courses and Classes

Uphold recommendations of the Corrections Policy Committee, the Police Policy Committee, and the Telecommunications Policy Committee to file the proposed language amendments to OAR 259-008-0085 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

J. Proposed Rule – OAR 259-009-0067 – Lapsed Certification

Uphold recommendations of the Fire Policy Committee to file the proposed language for OAR 259-009-0067 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

K. Proposed Rule – OAR 259-012-0005 through 259-012-0035 – Administrative Rules Relating to Student Conduct

Uphold recommendations from the Corrections Policy Committee, the Police Policy Committee, and the Telecommunications Policy Committee to file the proposed language amendments to OAR 259-012-0005 through 259-012-0035 with the Secretary of State as proposed rules; and if no comments are received during the public comment period, file rules with the Secretary of State as permanent rules.

L. Proposed Rule – OAR 259-008-0011 – Medical Standards for Telecommunicators/EMD

Uphold the recommendation of the Telecommunications Policy Committee to file the proposed language for OAR 259-008-0011 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

M. Proposed Rule – OAR 259-009-0005(14) – Fire Ground Leader - Definition

Uphold the recommendation of the Fire Policy Committee to file the proposed language for OAR 259-009-0005(14) with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

N. Division 9 Administrative Rule Change - OAR 259-009-0062(2)(b)

Uphold the recommendation of the Fire Policy Committee to file the proposed rule language for OAR 259-009-0062(2)(b) with the Secretary of State as a permanent rule.

O. Proposed Rule – OAR 259-009-0062(2)(i) – Fire Ground Leader

Uphold the recommendation of the Fire Policy Committee to file the proposed language for OAR 259-009-0062(2)(i) with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

P. Division 9 Administrative Rule Change – OAR 259-009-0067

Uphold the recommendation of the Fire Policy Committee to file the proposed language for OAR 259-009-0067 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

Q. Proposed Administrative Rules – OAR 259-060-0010 – “Accreditation Program Manager” Definition

Uphold the recommendation of the Private Security/Private Investigator Policy Committee to file the proposed language for OAR 259-060-0010 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

R. Proposed Administrative Rules – OAR 259-060-0060 – Eight-Hour Basic Classroom Instruction

Uphold the recommendation of the Private Security/Private Investigator Policy Committee to file the proposed language for OAR 259-060-0060 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

S. Proposed Administrative Rules – OAR 259-060-0065 – Written Examinations

Uphold the recommendation of the Private Security/Private Investigator Policy Committee to file the proposed language for OAR 259-060-0065 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

T. Proposed Administrative Rules – OAR 259-060-0075 – Four-Hour Assessment Module

Uphold the recommendation of the Private Security/Private Investigator Policy Committee to file the proposed language for OAR 259-060-0075 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

U. Proposed Administrative Rules – OAR 259-060-0080 – Annual/Biennial Refresher Courses

Uphold the recommendation of the Private Security/Private Investigator Policy Committee to file the proposed language for OAR 259-060-0080 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

V. Proposed Administrative Rules – OAR 259-060-0092 – Accreditation of Training Programs

Uphold the recommendation of the Private Security/Private Investigator Policy Committee to file the proposed language for OAR 259-060-0092 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

W. Proposed Administrative Rules – OAR 259-060-0120 – Professional Certification

Uphold the recommendation of the Private Security/Private Investigator Policy Committee to file the proposed language for OAR 259-060-0120 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

X. Proposed Administrative Rules – OAR 259-060-0135

Uphold the recommendation of the Private Security/Private Investigator Policy Committee to file the proposed language for OAR 259-060-0135 with the Secretary of State as a proposed rule; and if no comments are received during the public comment period, file rule with the Secretary of State as a permanent rule.

Y. Teresa A. White – Proposed Intent to Assess Civil Penalty

Determine whether to uphold recommendation of the Private Security Policy Committee to assess a civil penalty in the amount of \$1,000.

Z. 16-Week Basic Police Course

Uphold the Police Policy Committee recommendation to approve the proposed 16-week Basic Police Course.

AA. Corrections Policy Committee New Appointment

- K. Marie Bender, Oregon Sheriffs' Jail Command Council

BB. Corrections Policy Committee New Appointment

- Bryan Goodman, Non-Management Corrections Officer

CC. Fire Policy Committee New Appointment

- Rod Smith, Lane County Fire District #1, Oregon Fire Instructors' Association

DD. Police Policy Committee Reappointment

- Dan Durbin, Oregon State Police

EE. Telecommunications Policy Committee New Appointment

- Leslie Anne (LeAnne) Senger, Associated Public Safety Communications Officers

With the exclusion of Item C, Max Williams moved to approve the Consent Agenda as provided to the Board. Jim Whelan seconded the motion. The motion carried in a unanimous vote.

C. Redfield, Jack (John) Henry (DPSST # 01955)

Uphold recommendation of the Police Policy Committee to revoke the certifications of Jack (John) Henry Redfield based on the discretionary convictions and violation of the established moral fitness standards for Oregon public safety officers.

Mark Prince abstained from voting due to past professional acquaintance. David Schutt abstained from voting due to having prosecuted Mr. Redfield in the past.

Eric Meyer moved to uphold the recommendation of the Police Policy Committee to revoke the certifications of Jack (John) Henry Redfield based on the discretionary convictions and violation of the established moral fitness standards for Oregon public safety officers. Erik Kvarsten seconded the motion. The motion carried in a unanimous vote.

3. Naming of the Multi-Purpose Auditorium

Rescind the vote of the Board on July 18, 2006 to name the Multi-Purpose Auditorium at the Oregon Public Safety Academy after Governor Kulongoski.

Director Minnis explained that although the Governor appreciates the gesture, he does not prefer rooms be named for him while he's living.

Sheriff Wolfe suggested the Board members take the issue back to their respective disciplines and associations that they represent and bring some ideas to the next meeting. Eriks will e-mail the Board members a summary of what staff has come up with.

Larry Goff moved to reconsider the motion by which the Board approved the naming of the OPSA MP room to the Ted Kulongoski Auditorium. Mark Prince seconded the motion.

Bob Wolfe moved to rescind the vote of the Board on July 18, 2006 naming the Multi-Purpose Auditorium after Governor Kulongoski. Eric Meyer seconded the motion. The motion carried in a unanimous vote.

4. Director's Report

- Legislative Emergency Board (LEB) report: The agency appeared before the LEB in September regarding construction, migration, termination of the lease agreement with WOU, and the 16-week training program. Everything went well and a report was sent to the Board.
- The second phase of construction should be completed by the end of December. This will include a fire storage building and a cul-de-sac in the city streets section. DPSST is working on wetland issues with the City of Salem.
- The WOU lease has been terminated between the Department, the Board, and Oregon State Police.
- Questions from the press regarding the recent use of force issues became an opportunity to promote the new 16-week training course and the added curriculum.
- Strategic planning is moving forward and is going to be very meaningful. Eriks Gabliks reviewed the information gathered from the individual policy committees and will make it available in a more formal report for the next Board meeting.
- The electronic version program update did not include Eriks Gabliks' trip to Boston to attend the International Association of Directors of Law Enforcement Standards and Training (IADLEST). The decertification database for criminal justice professionals has been active for approximately five years. Oregon was one of the initial participants. Twenty three other states are now active. During this time, over 7600 records of people who have been decertified have been compiled. Eriks Gabliks gave an example of a recent incident involving the use of the database where an individual was prevented from obtaining employment in criminal justice due to his record in the system.
- Marilyn Lorance distributed an early comment on proposed rule changes to the Oregon Administrative Rules for Continuing Education regarding the use of video tape viewing from Private Investigator constituent, Patricia Volbrecht. The information will be considered by the Private Security Policy Committee when the rule is opened for changes.
- Budget development – The fifty one new positions being requested are primarily in the Basic Academy for part-time and full-time instructors to staff the scenario training. Other programs have requested additional staffing as well. Things are progressing well.
- Assistant to the Director, Rosemary Neal has given her resignation. Director Minnis thanked her for her work.
- Jeanine Hohn was introduced as the person in charge of communication issues.
- The time capsule is being buried today outside the front door.

5. Committee Reports

- Corrections Policy Committee: Sheriff Wolfe presented an overview of Corrections Policy Committee strategic planning and curriculum discussions.
- Fire Policy Committee: Jim Whelan, Chair presented an overview of Fire Policy Committee strategic planning and expressed appreciation for the help received from DPSST.
- Police Policy Committee: Bob Tardiff, Chair. The Police Policy Committee is currently working on strategic planning.
- Private Security/Investigators Policy Committee: Harold Burke-Sivers, Chair presented an overview of the work of the Committee and sub-committees.
- Telecommunications Policy Committee: Eric Swanson, Chair. Strategic planning and curriculum review is moving forward.

6. Proposed 2007 Board Meeting Dates

- January 9, 2007, 9:00 a.m. (Seaside/ELTS)
- April 19, 2007, 9:00 a.m.
- July 19, 2007, 9:00 a.m.
- October 25, 2007, 9:00 a.m.

The committee approved the 2007 meeting dates.

State Police - Tim McClain presented a short report.

Director Minnis – Reminder that DPSST is depending on the participation of personnel from other agencies in regards to the 16-week course. The 16th week will be calls for service week in order to judge capabilities. Any questions should be directed to Cameron Campbell, Training Division Director.

There being no further business to come before the Board, the meeting adjourned at 9:55 a.m.