

Applicant Review Committee Minutes

May 26, 2021

The Applicant Review Committee of the Board on Public Safety Standards and Training held a regular meeting on May 26, 2021, at the Oregon Public Safety Academy in Salem, Oregon. Chair, Greg Martin called the meeting to order at 1:00pm.

Committee Members:

Chris Davis, Portland Police Bureau; Police Policy Committee (Webex)
Mark Rauch, Public Member; Police Policy Committee
Andre Lindauer, Public Member; Telecommunications Policy Committee (Webex)
Erica Stolhand, APCO; Telecommunications Policy Committee (Webex)
Greg Martin, DOC AOCE; Corrections Policy Committee
Rob Persson, DOC Superintendent; Corrections Policy Committee (Webex)

Committee Members Absent:

None

Guests:

None

DPSST Staff:

Marsha Morin, Criminal Justice Certification Program Manager
Wendy Nunez, Criminal Justice Office Specialist
Jordan James-Largent, Professional Standards Case Manager
Melissa Lang, Professional Standards Case Manager
Mona Riesterer, Executive Support Specialist
Hassan Hassan, Criminal Justice Program Administrator

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1. Introductions

Introductions of members, guest and staff were presented.

2. Approve March 24, 2021 Meeting Minutes

Mark Rauch moved to approve the minutes from the 3/24/2021, Applicant Review Committee meeting. Erica Stolhand seconded the motion. The motion passed unanimously.

3. Ordway, Franklin (61794) Application Review:

Presented by Jordan James Largent

DPSST received an Application for Training (F5) for Franklin Ordway; however, he did not disclose a criminal disposition found by staff during a routine criminal history check. Staff contacted the Malheur County Sheriff's Office (MCSO) and determined it was a clerical error and submitted an amended F5 with the F28 Criminal History Reporting form. Ordway disclosed the 2017, criminal disposition he received for *Firearm Transferor Fail to Comply* in Wheeler County, Oregon.

On 8/12/16, Ordway traded two of his own guns for one gun from a minor. Ordway ultimately pled guilty and was granted diversion for the added charge of *Firearm Transferor Fail to Comply* and *Unlawful Sale/Delivery/Transfer of a Firearm*, which was dismissed.

Staff determined that unlawful transferring firearms to a juvenile violates the Board's pre-employment moral fitness standards.

<i>Applicant Review Committee Discussion/Vote</i>	<i>Second</i>	<i>Vote</i>	<i>Outcome</i>
Greg Martin moved that the Applicant Review Committee adopt the staff report.	Chris Davis	6 ayes; 0 nays	Motion Passed Unanimously
<p>The committee discussed the moral fitness violation and identified the following aggravating and mitigating factors specific to this case:</p> <ul style="list-style-type: none"> • Aggravating <ul style="list-style-type: none"> ○ Ordway signed the original F5 stating that he had no criminal dispositions that required reporting to DPSST, but then had to submit an amended F5 upon DPSST locating criminal disposition for <i>Firearm Transferor Fail to Comply</i>. ○ When Ordway was interviewed by the officer he stated that he was unaware of the juvenile's age, but due to the rural area and attending the same elementary school it is unlikely he was not aware of his age. • Mitigating <ul style="list-style-type: none"> ○ Ordway was forthcoming with information when questioned by the officer and took ownership of his actions and asked the officer after finding out the juvenile's age, "OK, how do I make this right?" ○ Ordway complied with all terms of diversion and the charged was ultimately dismissed. ○ Ordway was hired by MCSO who was aware of his prior criminal disposition. ○ The criminal conduct and disposition occurred prior to Ordway's employing in public safety. 			
Chris Davis moved, after considering the identified violations of the Board's moral fitness standard and weighing the aggravating and mitigating circumstances unique to this case,	Andre Lindauer	6 ayes; 0 nays	Motion Passed Unanimously

that no action should be taken against Ordway's application for training and subsequent certification.			
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4. Inquiry Closures – Information Only

Presented by Jordan James Largent

DPSST presented the list of applicants for public safety training/certification who had engaged in pre-employment criminal conduct that was determined to not require committee review. This information was presented as information only and required no action by the committee

5. Next Applicant Review Committee Meeting: June 23, 2021 at 1:00 p.m.

Administrative Notes:

These minutes reflect the order of the discussion/voting items as they appear on the official meeting agenda. The actual order in which they were discussed may vary.

All documents reviewed and discussed in this meeting are subject to Oregon Public Records Law (ORS 192.410 to ORS 192.505). These documents can be requested by contacting DPSST at dpsst.records@state.or.us.