

Telecommunications Policy Committee

Minutes

November 1, 2017

The Telecommunications Policy Committee of the Board on Public Safety Standards and Training held a regular meeting on November 1, 2017 at the Oregon Public Safety Academy in Salem, Oregon. Chair, Kelly Dutra called the meeting to order at 9:02 AM.

Committee Members:

Kelly Dutra, Chair, Oregon APCO-NENA
Sherry Bensema, Oregon Fire Chief's Association
Mike Moran, Oregon Association of Chiefs of Police
Candace Pozdolski, Line Level Telecommunicator (phone)
Randy Wood, Oregon Fire Chiefs Association
Lindy Morgan, Line-Level Communicator (phone)
George Long, Willamette Valley Communications Center (phone)
Gary Bettencourt, Oregon State Sheriff's Association (phone)
Bob Rector, Oregon State Police
Brandon Klocko, Emergency Medical Services & Trauma Rep.

Committee Members Absent:

Sharyl Dresser, Association of Public Safety Communications Officials

Guests:

Susan Doyle, Lane County Sheriff's Office

DPSST Staff:

Linsay Hale, Professional Standards Division Director
Mona Riesterer, Professional Standards Assistant
Katrina Robson, Professional Standards Coordinator/Investigator
Kristen Hibberds, Professional Standards Coordinator/Investigator
Jennifer Howald, Administrative Rules Coordinator
Marsha Morin, Criminal Justice Certification Program Manager



1. Introductions

Introductions of members, guest and staff were presented

2. *Minutes of May 3, 2017

Approve meeting minutes from May 3, 2017

- *Mike Moran moved to approve the minutes from the May 3, 2017 Telecommunications Policy Committee meeting. Sherry Bensema seconded the motion. The motion carried unanimously.*

3. *Introduction to New Denial/Revocation/Suspension Standards

Presented by Linsay Hale

Linsay presented a PowerPoint presentation regarding the new denial/revocation/suspension standards which went into effect on August 1, 2017.

4. *Administrative Closures – Telecommunicator/Emergency Medical Dispatcher

Presented by Kristen Hibberds

Staff presented the following professional standard cases to the Telecommunication Policy Committee for administrative closure.

Officer	Certifications	Summary
Dempster, Gerald #56126 Emergency Communications of Southern Oregon	Basic Telecommunicator	Probationary discharge-Performance related only.
Mugavero, Krista #56547 Deschutes County 9-1-1	Basic Telecommunicator and Emergency Medical Dispatcher	Discretionary Conviction occurred over 7 years ago and represents only conviction.
Schaff, Lacey #56562 Prineville Police Department	No Certifications	Probationary discharge-Conduct may violate Board’s certification standards. Will review if certification sought in the future.

- *Mike Moran moved to approve the recommendations made by staff to administratively close the above listed cases. Randy Wood seconded the motion. The motion carried unanimously.*

5. Wright, Brandon DPSST #55443, Milton-Freewater Police Department – Basic Telecommunicator and Emergency Medical Dispatcher Certifications.

Presented by Kristen Hibberds

Issue: DPSST received an Application for Training from Bay Cities Ambulance for Brandon Wright. During the routine background check staff found two convictions for Minor in Possession of Alcohol on October 21, 2010 (non-criminal violations) and a conviction of Third Degree Criminal Mischief on December 29, 2010.

Pursuant to OAR 259-008-0070 staff requested to Committee review this conduct to determine if the Board’s moral fitness standards have been violated.

Vote/Consensus	Second	Vote	Outcome
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George Long moved that the Telecommunication Policy Committee adopts the staff report as the record upon which its recommendations are based.	Sherry Bensema	10 ayes; 0 nays	Motion passes unanimously.
Consensus reached that Wright's conduct shows a deliberate disregard for the law. Mike Moran moved that this Gross Misconduct when considered alone rises to the level to warrant action against the officer's certification (s).	Gary Bettencourt	10 ayes; 0 nays	Motion passes unanimously.
Consensus reached that the conduct did not involve Misuse of Authority as defined in Administrative Rule.			
Consensus reached that the conduct did not involve Disregard for the Rights of Others Administrative Rule.			
Consensus reached that the conduct did not involve Dishonesty Administrative Rule.			
The Telecommunication Policy Committee reviewed and considered the Aggravating and Mitigating circumstances specific to this case as required by OAR 259-008-0070(4)(f)(B). By consensus the Committee found no additional aggravating or mitigating circumstances.			
After considering the totality of the case, Mike Moran recommends to the Board that no action be taken on Brandon Wright's safety certification.	Sherry Bensema	9 ayes; Gary Bettencourt voting nay	Motion passes 9-1.

6. Knight, Matthew DPSST #55445, Milton-Freewater Police Department – Basic Telecommunicator and Emergency Medical Dispatcher Certifications.

Presented by Kristen Hibberds

Issue: Knight resigned in lieu of termination following an internal affairs investigation into Knight's violation of agency policies and procedures involving his viewing pornographic website while on duty.

Pursuant to OAR 259-008-0070 staff requested to Committee review this conduct to determine if the Board's moral fitness standards have been violated.

Vote/Consensus	Second	Vote	Outcome
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Mike Moran made a motion to adopt the staff report as the record upon which its recommendations are based	Randy Wood	10 ayes' 0 nay	Motion passes unanimously.
Consensus reached by the repeated violation of your agencies policies and procedures and the Last Chance Agreement threatened the efficient operations of the agency Gary Bettencourt moved this this Gross Misconduct when considered alone rises to the level to warrant Board action.	George Long	10 ayes; 0 nay	Motion passes unanimously.
Consensus reached that the conduct did not involve Misuse of Authority as defined in Administrative Rule.			
Consensus reached that the conduct did not involve Disregard for the Rights of Others as defined in Administrative Rule.			
Consensus reached that the conduct involved misrepresentation and deceit when Knight continued to engage in the behavior that violated agency policy and procedure after signing the Last Chance Agreement. George Long moved that this Dishonesty when considered alone rises to the level to warrant again against the officer's certification (s).	Gary Bettencourt	10 ayes; 0 Nay	Motion passes unanimously.
The Telecommunication Policy Committee reviewed and considered the Aggravating and Mitigating circumstances specific to this case as required by OAR 259-008-0070(4)(f)(B). The Committee found no additional aggravating or mitigating factors.			
Gary Bettencourt makes a motion that after considering the totality of the case that Board action be taken on Knight's certification	George Long	10 ayes; 0 Nay	Motion passes unanimously.
Consensus reached that Knight's lack of attention to duty was egregious and that he misrepresented his intent to follow policies and procedures. The lack of trust created by this conduct would make it difficult to determine if Knight could be effective as a public safety professional			
Mike Moran makes a motion that Knight's Gross Misconduct warrants an	George Long	10 ayes; 0 Nay	Motion passes unanimously.

ineligibility period of 10 years.			
Gary Bettencourt makes a motion that Knight's Dishonesty warrants an ineligibility period of a Lifetime	George Long	8 ayes; 2 Nays (Brandon Klecko, Randy Wood)	Motion carries 8-2

7. Department Update

- Linsay formally introduced Marsha Morin, the Criminal Justice Certification Manager. Marsha officially accepted the position on May 1, 2017.
- The bill was approved by the legislature adding a public member to the all policy committees. The recruitment process will begin January 1, 2018.
- The maintenance training changes that were recommended by a workgroup formed from the Telecommunications Policy, have been filed permanently.
- DPSST has been working diligently on updating the curriculum for the Basic Telecommunications course. The update will add a week to the curriculum which will make it three weeks instead of two. We are hoping to present the curriculum to the TPC in mid-April of 2018.
- A workgroup has been created to review the management and executive level certification and various other standards that haven't been reviewed for a while, to include the issuance of retirement packets, the 9-months experience requirements, the issuance and maintenance of multi-disciplined certification and the signature authorities on DPSST forms. The Board recently approved the way law enforcement officers are reported on the F-4 Personnel Action Form. Currently agencies check a box on the F-4 if an individual has left the agency. The Board requested that DPSST create a form that is separate for reporting separations and will allow the agency head or DPSST-certified designee to list in detail the reason for the separation. This will also allow DPSST to review the conduct if needed as well as allowing DPSST to maintain more accurate records should the separated individual seek employment with another agency.
- The department is actively looking at publishing the committee books online increasing transparency in our processes. Extra measures will be taken to redact sensitive information before it is published on the web. Linsay wanted to reiterate that if for any reason there is something in the book that has been redacted or information that is not included that is relevant to the discussion and decision being made, please let staff know.

Meeting adjourned at 11:08 p.m.

8. Next Telecommunications Policy Committee Meeting February 7, 2018