

Board on Public Safety Standards and Training
Minutes
April 25, 2013

The Board on Public Safety Standards and Training held a regular meeting on Thursday, April 25, 2013, in the Boardroom at the Oregon Public Safety Academy in Salem, Oregon. Chair Kent Barker called the meeting to order at 9:00 a.m.

Board members present:

Kent Barker, Chair, Oregon Association Chiefs of Police (by teleconference)
Scott Stanton, Vice-Chair, Oregon Volunteer Firefighters Association (by teleconference)
Richard Brown, Public Citizen Member
Brian Burger, AFSCME Representative, DOC
Shawn Cardwell, Private Security Industry
Christopher Eppley, League of Oregon Cities
Rich Evans, Superintendent, Oregon State Police
Alex Gardner, Oregon District Attorneys' Association
Erin Janssens, Chief, Portland Fire & Rescue (by teleconference)
David Jones, Oregon Fire District Directors' Association
Jeff Jones, Oregon Fire Chiefs Association
Colette Peters, Director, Department of Corrections (by teleconference)
Rob Poirier, Public Safety Telecommunicators (by teleconference)
Mike Reese, Chief, Portland Police Bureau
Glenn Scruggs, Non-Management Law Enforcement (by teleconference)
Lisa Settell, Non-Management Parole and Probation
Joseph Siebert, Oregon State Fire Fighters Council
Diana Simpson, Oregon State Sheriffs' Association
Mark Wallace, Oregon State Fire Marshal
Mathew Workman, Oregon Association Chiefs of Police

Board Members Absent:

Larry Blanton, Oregon State Sheriffs' Association
Jeff Martin, Private Security Industry
Michael Wells, Non-Management Law Enforcement

Visitors

Steve Beck, Oregon Chiefs of Police Association

DPSST Staff:

Eriks Gabliks, Director
Todd Anderson, Training Division Director
Leon Colas, Professional Standards Investigator and Coordinator
Linsay Hale, Compliance Coordinator
Sharon Huck, JTA Coordinator
Julie Johnson, Compliance Specialist
Tammera Hinshaw, Assistant to the Director

1. Chair’s Report and Administrative Announcements

“This is a public meeting, subject to the public meeting law and it will be tape recorded.”

Chair Barker asked the Board to observe a moment of silence to honor the MIT officer who was killed during the Boston bombing and the West Texas firefighters who died in the line of duty.

2. CONSENT AGENDA (The following items ratified by one vote)

A. Minutes

Approve minutes from the January 24, 2013 meeting.

To see the complete record of the January 24, 2013 Board meeting minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/BPSST_Minutes/Board12413.pdf

B. OAR Chapter 259, Division 60 – Proposed Rule

Housekeeping / Clarification – Private Security

To see the complete record of the February 19, 2013 PSPIC minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PSIPIC_Minutes/PSIPC021913.pdf

C. OAR 259-061-0020 – Proposed Rule

Application for Private Investigator Licensure

To see the complete record of the February 19, 2013 PSPIC minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PSIPIC_Minutes/PSIPC021913.pdf

D. OAR 259-008-0025 – Proposed Rule

Minimum Standards for Training

To see complete record of the February 6, 2013 Telecommunications Policy Committee minutes, the February 12, 2013 Corrections Policy Committee minutes, and the February 21, 2013 Police Policy Committee minutes, please go to:

<http://www.oregon.gov/dpsst/AT/docs/TPC020613.pdf>

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/CPC_Minutes/CPC021213.pdf

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PPC_Minutes/PPC022113.pdf

E. OAR 259-009-0062 - Revisions

NFPA 1003 Standard for Airport Fire Fighter Professional Qualifications

To see the complete record of the February 27, 2013 Fire Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/FPC_Minutes/FPCMinutes2-27-13.pdf

F. OAR 259-008-0075 – Proposed Rule

Eligibility for Candidacy for Office of Sheriff

To see the complete record of the February 21, 2013 Police Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PPC_Minutes/PPC022113.pdf

G. Thomas Davidson – DPSST#F25426 – Jackson County FD#3 and Rural Metro FD - Not Revoke

To see the complete record of the February 27, 2013 Fire Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/FPC_Minutes/FPCMinutes2-27-13.pdf

H. Richard Brown – DPSST#32135 – Marion County Sheriff's Office - Revocation

To see complete record of the February 12, 2013 Corrections Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/CPC_Minutes/CPC021213.pdf

I. Christopher Dunsworth – DPSST#49672 – DOC/Coffee Creek - Revocation

To see complete record of the February 12, 2013 Corrections Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/CPC_Minutes/CPC021213.pdf

J. Gregory Eaton – DPSST#51783 – Douglas County Sheriff's Office – Revocation

To see the complete record of the February 21, 2013 Police Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PPC_Minutes/PPC022113.pdf

K. Steven Enyart – DPSST#37772 – Revocation

To see the complete record of the February 21, 2013 Police Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PPC_Minutes/PPC022113.pdf

L. Robert Ferris – DPSST#22724 – Marion County Sheriff's Office - Revocation

To see complete record of the February 12, 2013 Corrections Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/CPC_Minutes/CPC021213.pdf

M. John Frost – DPSST#39914 – DOC/Snake River - Not Revoke

To see complete record of the February 12, 2013 Corrections Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/CPC_Minutes/CPC021213.pdf

N. David Fuller – DPSST#16332 – Columbia County Sheriff's Office – Revocation

To see the complete record of the February 21, 2013 Police Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PPC_Minutes/PPC022113.pdf

O. Caroline Kruse – DPSST#44228 – DOC/Oregon State Penitentiary - Revocation

To see complete record of the February 12, 2013 Corrections Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/CPC_Minutes/CPC021213.pdf

P. David Nielsen – DPSST#34485 – DOC/Two Rivers – Revocation

To see complete record of the February 12, 2013 Corrections Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/CPC_Minutes/CPC021213.pdf

Q. Jeffrey Paulson – DPSST#44734 – Klamath Falls Police Dept. - Revocation

To see the complete record of the February 21, 2013 Police Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PPC_Minutes/PPC022113.pdf

R. Justin Sinks – DPSST#49362 – Marion County Sheriff’s Office – Revocation

To see complete record of the February 12, 2013 Corrections Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/CPC_Minutes/CPC021213.pdf

S. Kenneth Summers – DPSST#14947 – Cornelius Police Dept. – Not Revoke

To see the complete record of the February 21, 2013 Police Policy Committee minutes, please go to:

http://www.oregon.gov/dpsst/BD/Policy_Committee_Minutes/PPC_Minutes/PPC022113.pdf

T. Policy Committee appointments and reappointments

Polygraph Licensing Advisory Committee (PLAC)

Susan Couch – Salem Police Department – Reappointment

Telecommunications

Rich Leipfert – Oregon Fire Chiefs Association – Reappointment

Scott Stanton moved to approve the consent agenda. Erin Janssens seconded the motion. The motion carried with a unanimous vote.

2. Annual DPSST Director Evaluation

Director Gabliks left the room so the Board members could discuss the feedback received from the survey and give input if desired. Scott Stanton and Colette Peters gave input thanking Director Gabliks for his work. Chair Barker thanked Director Gabliks for doing an excellent job, communicating with all the different disciplines, and stated Director Gabliks has been exceptional and is very much appreciated. Director Gabliks thanked the Board and staff and said DPSST will continue to work hard to meet the needs of its constituents.

Brian Burger moved to approve the Director Evaluation letter to the Governor. Dave Jones seconded the motion. The motion carried with a unanimous vote.

3. Director's Report

DPSST is participating in Take Your Kids to Work Day this morning. This is a national program with DPSST joining forces with its campus partners, the Oregon State Police and the Oregon Youth Authority, to make children aware of what their parents do, and equally important, what careers are possible. More than 40 children, ages four to thirteen, were participating.

DPSST appeared in front of the Public Safety Ways and Means Subcommittee at the end of March to present its 2013-2015 budget. The presentation was well received and spanned two days. A number of DPSST's constituents testified in support of the budget request and asked that the legislature consider restoring the leadership program and adding positions to the criminal justice regional training program. Eriks thanked Board Chair Kent Barker for his testimony both as a Board member and as a representative of the Oregon Association of Chiefs of Police.

The legislative session continues at full-speed. Eriks reviewed a number of bills with the Board that staff is tracking or has given testimony at.

The bill which was introduced by DPSST, with approval of the Board, would allow DPSST to continue jurisdiction on cases that it has begun and where the person leaves employment before the case has run its course. This bill has passed both the House and the Senate and has been signed by Governor Kitzhaber.

The bill which would extend the sunset on the Basic Corrections Training Course offered by the Department of Corrections, with oversight by DPSST, has been heard and awaits action in the Ways and Means Committee

The bill which would ask that DPSST explore the construction of a regional training facility in East Multnomah County has been approved by the House Judiciary Committee and awaits review by the Ways and Means Committee.

The bill that would establish Bail Bond Agents in Oregon was heard by the House Judiciary Committee and has not moved forward to work session. It is possible this bill is dead as there was a significant amount of testimony against it.

A bill that was introduced at the request of the Judiciary Committee, which would establish the Center for Policing Excellence at DPSST, has moved from the Judiciary Committee to Ways and Means. This bill would restore the criminal justice leadership training program at DPSST, embrace evidence based policing theories and practices, and bolster the criminal justice regional training program. The fiscal impact for this bill is approximately 1.2 million dollars for four full-time employees and program related services and supplies.

The bill introduced on Eyewitness Identification for law enforcement has not had a hearing. The bill's sponsors are impressed with the pre-session work that has been done by the Oregon State Sheriff's Association, Oregon Association of Chiefs of Police, the Oregon District Attorney's Association, and DPSST to address this issue through a statewide policy and pro-active training in DPSST Basic Police Course and the field training program.

DPSST and the Oregon State Police provided testimony to the Senate Emergency Preparedness Committee on its Active Shooter training program. This testimony was well received and showed

the work DPSST staff was doing across the state on this important issue.

The bill that would allow OHSU University Police to carry firearms on-duty has been approved by the Senate Judiciary Committee and is on its way to the House. This issue has been discussed at previous Board and Police Policy Committee meetings. The statutory prohibition which does not allow OHSU police officers to carry firearms is not a DPSST prohibition but a legislative one included in OHSU's statutes. DPSST has provided testimony that OHSU University Police meet the same training and certification standards as all city, county, state, and tribal law enforcement officers.

A bill that would have required DPSST to provide Human Trafficking training to all law enforcement officers in the state has been modified to say that DPSST may train law enforcement officers in this important topic. This was done by the legislature to avoid the fiscal impact that DPSST would have had if it was a mandatory class that would be delivered statewide.

DPSST has had inquiries from legislators regarding school security and the use of reserve police officers to assist with this task. DPSST has provided information on current ORS and OAR which would prohibit a reserve officer from working full-time. No bill has been introduced, just discussion. DPSST has received a number of phone calls from parents of students asking how the school could hire armed private security officers. DPSST's practice is to refer callers to their local law enforcement agency and school administrator.

Eriks shared that DPSST is working with a number of constituent organizations to discuss Brady vs. Maryland issues. DPSST is hosting a meeting so that parties may discuss the issue and explore statewide solutions. Board member Alex Gardner is participating in the work group.

DPSST staff established a work group to review and update the Police Field Training Manual. The new manual has been completed and will be reviewed and approved by the Board's Police Policy Committee at its next meeting. The new manual includes a number of new topics including social media, eyewitness identification, community policing, Native American remains, and mental health interactions.

Based on the US Department of Justice review of the Portland Police Bureau, DPSST has evaluated its Basic Police Training Course and found an area where changes should be made. The change is to include mental health professionals in the delivery of training. DPSST is working with Lines for Life to provide this assistance and to co-teach with law enforcement professionals.

DPSST will be the first state to offer the National Fallen Firefighters Foundation Stress First Aid class as a train the trainer on May 22, 2013. This class will be offered free of charge at the Oregon Public Safety Academy.

DPSST has issued a number of grants over the past quarter. Eriks reviewed a number of the grants and also shared the tracking sheet which was included in the Board packet. Grants include Stress First Aid for Law Enforcement with the National Center PTSD, APCO-NENA grants for telecommunications classes, cell phone evidence collection, Mental Health / CIT classes, and others.

Eriks reminded the Board that the state's Fallen Law Enforcement Officer Memorial is being held at the Academy at 1:00 p.m. on May 7, 2013. U.S. Marshal Russ Burger will be the guest speaker and

Chief Mike Reese of the Portland Police Bureau will speak about the three Portland officers being added to the memorial this year through historic recognition.

DPSST Training Division Director Todd Anderson shared that Sheriff Diana Simpson has announced her retirement as Benton County Sheriff effective June 30, 2013. Sheriff Simpson has been a great friend and a great representative of the Oregon State Sheriff's Association on both the Board and its Corrections Policy Committee.

Todd also announced that the Police Policy Committee will be discussing concerns raised by Brett Elliot, a former Multnomah County Sheriff's Office employee, regarding DPSST's review of allegations he had raised regarding his former employer.

4. Committee Reports

Corrections Policy Committee – Diana Simpson, Chair

Diana reported a full agenda for the May 14 meeting of the CPC.

Fire Policy Committee – Joe Seibert, Chair

- The committee revised the NFPA 1003 and the Airport FF Task met and adopted the 2010 standard.
- The committee needs task force members for Juvenile Fire starter, Fire Investigator, and USAR.
- The group finished Fire Instructor 1.
- Joe thanked Michelle Stevens for her work on the FPC. Michelle has recently termed off the committee.

Police Policy Committee – Kent Barker, Chair

- Kent thanked DPSST for providing a grant for the Chiefs of Police Conference and said it was some of the best training they've ever had.

Private Security Policy Committee – Shawn Cardwell reported

- Business as usual, nothing new to report.

Telecommunications Policy Committee – Rob Poirier, Chair

- The committee is watching HB3317 which extends the sunset on the 9-1-1 tax and the amendment which added a non-point-of-sale for wireless. The committee is also keeping an eye on bills regarding not sleeping, 9-1-1 funds, and improving technology for multi-line telephone systems.
- At the last TPC meeting, the group reviewed the portfolio on new method for certification for telecommunicators. There are 18 portfolios to review at the next TPC meeting. The group is working on an efficient method to process these.

Good of the order:

- Training Division Director Todd Anderson announced Sheriff Diana Simpson's retirement and thanked her for her friendship and the incredible job she's done. Chair Barker echoed Todd's thoughts and told her she's been a great representative of the sheriffs.

- Mark Wallace said he would be traveling with Chief Duyck of Tualatin Valley Fire & Rescue (TVF&R) to the Congressional Fire Institute dinner on May 9 where they'll be receiving the Governor's Fire Service Policy Award. TVF&R and the Oregon State Fire Marshal's Office (OSFMO) have been selected to receive the Senator Paul Sarbanes Fire Service Safety Leadership Award, which is one of two national awards, for the Respiratory Protection Program that was instrumental and that started in 2007 by OSFMO and TVF&R with the support of the Governor's Fire Policy. Mark thanked Director Gabliks for working with Chairman Greg Keller from the Governor's Fire Service Policy and submitting a recommendation for the award. This will be the second year in a row that Oregon has received the award.

Mark explained the West Texas explosion was from ammonia nitrate. Oregon is an agricultural state and has these materials. There are 18 facilities in the state that blend ammonia nitrate into a consumer product. HazMat teams are trained and fully equipped to deal with response.

- Richard Brown – Community Policing Program for the Basic Police classes
Richard would like to see everybody participating and would like to figure out how to get people involved in this as a mandatory part of the training. Agencies that will pay overtime for their recruits to attend after hours training get the training; the others do not. We're trying to prepare the students to do a better job and having a relationship with the community, not just the downtown businesses, is key to stopping problems. Communication has got to take place with the folks who don't have a voice at the table. At most agencies, community policing is not a high priority, but it needs to be part of everybody's job. We need to change the way the community uses the police. We don't give citizens an opportunity to see and comment on it. The union needs come to the table and understand this is not threatening anything the union is about. Community policing has got to be mandatory.

Todd Anderson explained that Richard has been the driving force behind the Community Policing Program and said he's heard nothing but positive and believes we'll have great response.

8. Next meeting date: July 25, 2013

With nothing more to come before the Board, the meeting was adjourned at 9:45 a.m.