

Board on Public Safety Standards and Training
Minutes
January 28, 2010

The Board on Public Safety Standards and Training held a regular meeting on January 28, 2010 at the Oregon Public Safety Academy in Salem, Oregon. Chair Bentz called the meeting to order at 9:04 a.m.

Board Members Present:

Andrew Bentz, Chair, Oregon State Sheriffs' Association
Mark Prince, Vice-Chair, Oregon Fire Chiefs' Association
Todd Anderson, Oregon State Sheriffs' Association
Kelly Bach, Oregon State Firefighters' Council
Arthur Balizan, Federal Bureau of Investigation by teleconference
Richard Brown, Public Citizen Member
Shawn Cardwell, Private Security Industry
Larry Goff, Oregon Fire District Directors' Association
Mike Healy, Oregon Association Chiefs of Police by teleconference
Jeff Martin, Private Security Industry
Tim McLain, Superintendent, Oregon State Police
Steven Piper, Non-Management Law Enforcement by teleconference
Rob Poirier, Public Safety Telecommunicators
Stuart Roberts, Oregon Association Chiefs of Police
David Schutt, Oregon District Attorneys' Association by teleconference
Randy Simpson, Oregon State Fire Marshal
Rosie Sizer, Chief, Portland Police Bureau by teleconference
Max Williams, Director, Department of Corrections
Thomas Wright, Department of Corrections Bargaining Unit Representative

Board Members Absent:

Chris Eppley, League of Oregon Cities
John Klum, Chief, Portland Fire & Rescue
William Lafferty, Forest Protection Agencies
James Whelan, Oregon Volunteer Firefighters' Association

DPSST Staff:

Eriks Gabliks, Director
Marilyn Lorance, Certification and Records Supervisor
Bonnie Narvaez, Compliance Coordinator
Charlene Barber, Executive Assistant to the Director
Robin Mimms, Office Specialist 2
Teresa Naugle, Private Security/Private Investigators Supervisor
Julie Olsen-Fink, Fire Certification Supervisor
Tina Diehl, Fire Certification Specialist
Allison Sebern, Fire Certification Specialist
Theresa Martin-King, Professional Standards Coordinator

Guests:

Amanda Rasmussen, DOC Non-Management Parole and Probation



1. Chair's Report and Administrative Announcement

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

Item P was pulled from the consent agenda for discussion.

Mark Prince declared a potential conflict of interest for the individual on Item K.

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

A. *Minutes

Approval of minutes from October 22, 2009 meeting.

To see complete text of the meeting minutes, please go to the Board meeting minutes of October 22, 2009 which can be found at:

http://www.oregon.gov/DPSST/BD/Policy_Committee_Minutes/BPSST_Minutes/BoardMinutes10.22.09.pdf

B. *OAR 259-001-0017 – Proposed Rule

Records Retention

C. *OAR 259-008-0025(1)(k)(c) – Proposed Rule

(HB 3466) Mental Illness Training/Medical Health Database

D. *OAR 259-008-0040 – Proposed Rule

Period of Service

E. *OAR 259-008-0075(8) – Proposed Rule

Sheriff eligibility for election or appointment to office

F. *OAR 259-009-0005 – Proposed Rule

Definitions

G. *OAR 259-009-0062(2) – Proposed Rule

Definitions

H. *Laure D. Akers DPSST #19823

*Unanimous vote by CPC on November 17, 2009 to recommend to the Board that certifications **be** revoked.*

To see complete text of the policy committee meeting minutes, please go the Corrections Policy Committee minutes of November 17, 2009 which can be found at:

http://www.oregon.gov/DPSST/BD/Policy_Committee_Minutes/CPC_Minutes/CPC111709.pdf

I. *Steven J Fast DPSST #40295

*Unanimous vote by CPC on November 17, 2009 to recommend to the Board that certifications **be** revoked.*

To see complete text of the policy committee meeting minutes, please go the Corrections Policy Committee minutes of November 17, 2009 which can be found at:

http://www.oregon.gov/DPSST/BD/Policy_Committee_Minutes/CPC_Minutes/CPC111709.pdf

J. *Andrew Harris DPSST #34656

*Unanimous vote by CPC on November 17, 2009 to recommend to the Board that certifications **be** revoked.*

To see complete text of the policy committee meeting minutes, please go the Corrections Policy Committee minutes of November 17, 2009 which can be found at:

http://www.oregon.gov/DPSST/BD/Policy_Committee_Minutes/CPC_Minutes/CPC111709.pdf

K. *Jeff S Yates DPSST #40640

*Unanimous vote by TPC members voting on November 5, 2009 to recommend to the Board that certification **NOT be** revoked.*

To see complete text of the policy committee meeting minutes, please go the Telecommunications Policy Committee minutes of November 5, 2009 which can be found at:

http://www.oregon.gov/DPSST/BD/Policy_Committee_Minutes/TPC_Minutes/TPC110509.pdf

L. *Donald W Gabbard DPSST #F24874

*Unanimous vote by FPC on September 15, 2009 to recommend to the Board that certifications **be** revoked and denied. On October 22, 2009 the Board did not approve, issue was sent back to FPC for more review. On November 20, 2009 FPC unanimously voted to recommend to the Board that minimum period of ineligibility to re-apply for certification to be January 1, 2014.*

To see complete text of the policy committee meeting minutes, please go the Fire Policy Committee minutes of September 15, 2009 which can be found at:

http://www.oregon.gov/DPSST/BD/Policy_Committee_Minutes/FPC_Minutes/FPCMinutes9-15-09.pdf

To see complete text of the policy committee meeting minutes, please go the Fire Policy Committee minutes of November 20, 2009 which can be found at:

http://www.oregon.gov/DPSST/BD/Policy_Committee_Minutes/FPC_Minutes/FPCMinutes11-20-09Draft.pdf

M. *Joseph D Defrates DPSST #F12335

*Unanimous vote by FPC on November 20, 2009 to recommend to the Board that certification **be** revoked and denied.*

To see complete text of the policy committee meeting minutes, please go the Fire Policy Committee minutes of November 20, 2009 which can be found at:

http://www.oregon.gov/DPSST/BD/Policy_Committee_Minutes/FPC_Minutes/FPCMinutes11-20-09Draft.pdf

N. * Police Policy Committee New Member – To Be Approved

Marc Tisher – Non Management Police Officer (HB 2790)

O. * Police Policy Committee New Member – To Be Approved

Jeremy Humphrey – Non Management Police Officer (HB 2790)

Q. * Corrections Policy Committee New Member – To Be Approved

Amanda Rasmussen – Non Management Corrections Officer (HB 2790)

R. * Corrections Policy Committee New Member – To Be Approved

Erik Douglass – Non Management Corrections Officer (HB 2790)

S. * Corrections Policy Committee New Member – To Be Approved

Diana Simpson – OSSA Representative (replacing Mitch Southwick)

T. * Private Security/Investigators Policy Committee New Member – To Be Approved

William Geiger – Unarmed Security (replacing Brandon Mak)

U. * Telecommunication Policy Committee New Member – To Be Approved

Mike Kee – OACP Representative (replacing Brain Casey)

V. * Telecommunications Policy Committee New Member – To Be Approved

Pam Colett – APCO Representative (replacing Bob Cozzie)

W. * Second Term Renewal for Committee Members – To Be Approved

TPC - Tom Clemo, Oregon Fire Chief's Association

TPC - Tami Akinson, Association of Public Safety Communications Officials

CPC - Mike Gower, DOC Security Manager

CPC - Ida Rovers, DOC Women's Correctional Facility Employee

CPC - Raimond Adgers, Oregon Sheriff's Jail Command Council

X. * Fire Policy Committee New Member – To Be Approved

Johnny Mack – Community College Representative (replacing William Klein)

Y. * Police Policy Committee New Member – To Be Approved

Tom Bergin - OSSA Representative (replacing Rob Gordon) as of August 1, 2010

Z. * Telecommunications Policy Committee New Member – To Be Approved

Rick Eiesland - OSSA Representative (replacing Jack Jones)

Rob Poirier moved to approve the items on the Consent Agenda with the exception of item P that was pulled from the agenda. Max Williams seconded the motion. The motion carried in a unanimous vote.

Item P was pulled from the consent agenda.

P. * Corrections Policy Committee New Member – To Be Approved

David Nielsen – Non Management Corrections Officer (Replacing Bryan Goodman)

Item P was pulled from the consent agenda to give the Board more time to review and will be brought back to the Board at the April 22, 2010 meeting.

3. Director's Report

Presented by Director Eriks Gabliks

- **Former Director:** There has been a lot of media attention with the departure of Director Minnis. The agency has been in contact with the Chair of the Board and a number of the association executives over this event. What we have said to all of them is that the work of the agency continues. We are fully cooperating with the Department of Justice and now the Bureau of Labor and Industries in their investigation. We will continue to do so to make sure that all the issues that need to be are addressed.
- **Budget:** Packets were sent out and discussed for a possible 10% reduction. Those packets are still downtown awaiting the Legislature's decision. With the ballot measures passing there is hope that those reductions won't have to be taken. The agency is moving forward as if the reductions will not be taken and we are recruiting to fill vacancies that we have. We are seeing a delay in basic police officer training. The quality of the program isn't an issue, but instead the number of classes that we are able to offer because of reductions. Through last sessions legislative efforts of the Chiefs and Sheriff's, we were able to receive a budget note that allows us to request additional classes if necessary. We received permission from our analyst to request two additional basic police classes and we will be doing this through the Emergency Board.
- **Corrections:** The basic corrections local class just had its first delivery. Theresa Martin King took a job rotation to help frame up the audit program working with DOC's professional development staff. We have moved forward in recruiting the positions that are going to be doing the audits of DOC's training program. Theresa Martin King was selected to be the Audit Coordinator for that program and we are filling the other two positions for that program. Theresa was also the Professional Standards Coordinator, which leaves a vacancy there, so we are recruiting for that position as well.
- **Telecommunication and Parole and Probation:** They continue to meet the needs of their constituents.
- **Regional:** Regional, due to budget and staff reductions, has two Field Coordinators instead of four. People are waiting a long time for training, if they can get the training at all. We will try to get some addition assistance in the 2011-2013 Budget for this program.
- **Standards and Certification:** There are delays in the data entry processing because of staff reduction. Scott Willadsen had taken a job rotation in the Standards and Certification's program, but after the six month rotation period was up he went back to the Training Division.
- **Private Security/Investigations:** Private Security and Private Investigators program have added staff and are still recruiting. This program is a fee based program.
- **Fire:** The Fire Program is doing well because they are not currently impacted by the revenue reductions.
- **Legislation:** As of now, there are no Bills that affect DPSST. We are awaiting a bill that will probably come out of the veterans group, dealing with the Veterans Administration Police at OHSU in Portland, Roseburg and White City. Currently VA Police do not have the ability to put a mental hold on a person found on their campus. Congressionally, they are looking to gain the authority to put a civil hold on someone on their campus and not cause a state/federal conflict.
- **Bonnie Narvaez:** Bonnie is retiring after 25 years with the State of Oregon.

- **Leadership Training:** Leadership training was lost in the last budget cycle. DPSST has been working with OSSA, OACP, OSP and DOC to create a fill for that program. One proposal is to have a week-long leadership seminar, held at the academy, with key note speakers and break out tracks with different public safety management issues. We will keep you posted.
- **Mr. Freeman:** An email went out from Mr. Freeman, a Private Security/Private Investigator. Staff has done nothing wrong with that case. The case has been looked at by the PS/PI Policy Committee and we have talked to DOJ. We have supported our employee but have also respected Mr. Freeman's first amendment rights.
- **Home Depot:** A Home Depot regional distribution center is coming in next door. The concern we have with this is that the street the trucks are hauling gravel in and out on will become a permanent city street and will be coming in right at our border. We have farm fencing along the back of our campus and will be doing an analysis to see if we need to update any of our fencing.
- **Board and Committee Changes:** As a result of HB 2790; 1) William Lafferty will remain on Fire Policy Committee, but this would have been his last Board meeting (he was unable to attend today). 2) Lisa Settell, with Yamhill County Community Corrections, has been assigned to the new position of the Non-Management Parole and Probations Officer on the Board. 3) The Police Policy Committee and the Corrections Policy Committee will both be getting two new non-management positions.
Also, Amanda Rasmussen will be joining the Corrections Policy Committee and Robert King has submitted his resignation for the Board and will be replaced.

For the record; Max Williams states that he feels DOC has a tremendous relationship with DPSST. Theresa Martin King has done a great job working with them on establishing this new adventure on their own basic corrections course. They have done four courses, in different parts of the state, training new DOC correctional officers. They feel really good about the results.

4. Committee Reports

Corrections Policy Committee – Todd Anderson, Chair

- They held their first local county and city only corrections classes which have been a success.
- They reviewed a record number low of revocations and decertification's in the last Corrections Policy Committee meeting.

Fire Policy Committee – Kelly Bach, Vice Chair

- The last meeting they reviewed some revocations and denials. Also, there were some public comments on fire wildland certifications. They will be addressing the public comments during their February 19, 2010 committee meeting.
- Julie Olsen commented on the public comments regarding the fire wildland certifications. For the first time since 1998 DPSST has started to look at the national wildland standards. Two public comments were made. One comment made was easily addressed by the Chair of the Task Force. The second comment was very detailed as to whether Oregon was going to stay exactly in line with the NWCG (the national standards) or are we going to continue to change them a little to meet our needs in Oregon. What they did was add in some additional levels of certifications to meet the needs and find a fair balance in Oregon.

Police Policy Committee – Andrew Bentz, Chair

- Nothing unusual to report, but the meeting after next they foresee some issues coming up.

Private Security Policy Committee – Jeff Martin, Chair

- William Gieger is a new member to the committee, filling the Unarmed Security position.
- They are continuing the review of the OAR’s as they pertain to private security.
- Sub-committees have been running full force this year. The Curriculum Committee continues to review the curriculum and make recommendations for updates and changes. The new Alarm Monitor Chair has had two sub-committee meetings already. The Armed Committee continues to meet and deal with issues that come up.
- Teresa Naugle gave an update on the IASIR conference held in November of 2009. The DPSST Private Security and Private Investigators group hosted the annual 2009 International Association of Security Investigative Regulators. The group consists of state regulators from all over the nation as well as Canada and a small country called the United Arab Emirates (country between Iraq and Iran). Three individuals, representing the UAE, came to DPSST for a tour. They want to send more representatives to visit DPSST so they can continue to research the model we have here.
- Bonnie Narvaez has applied to serve as the Public Member on the committee. Chair Jeff Martin asked the Board if they could fast track Bonnie through the process and vote today to approve her application.

Todd Anderson moved to approve Bonnie Narvaez to serve on the Private Security Private Investigators Policy Committee as the Public Member. Max Williams seconded the motion. The motion carried in a unanimous vote.

Telecommunications Policy Committee – Rob Poirier, Chair

- No big issues right now to report. Next meeting is February 4, 2010. Scheduled for that meeting is one revocation hearing and discussion on what the word “leave” means for OAR’s.
- In October of 2009, the Consolidation Task Force was asked to submit their draft report (in whatever form it was in at that time), so the military could talk to the legislative fiscal about the budget note on the consolidation. The LFO’s suggestion came back which said they would reluctantly accept the report. They gave the military department a little bit of a fit because they weren’t told they could delegate this report out to the people who have an interest in the outcome. Marg Pucket will be replaced by John Sneed as Chair on the committee and they will be adding three telco and two legislators as members to the committee.

5. Good of the Order

The Board welcomed Amanda Rasmussen as the new member of the Corrections Policy Committee. Amanda was present at the meeting.

6. Meeting Adjourned at 9:44 a.m.

Todd Anderson moved to adjourn the Board meeting. Mark Prince seconded the motion. The motion carried in a unanimous vote.

7. Next Board Meeting is April 22, 2010.