

OREGON DPSST
ETHICS BULLETIN
Volume No. 103



The Board on Public Safety Standards and Training (BPSST) has the legislative mandate to establish and enforce minimum standards for all law enforcement officers, fire service professionals, telecommunicators and emergency medical dispatchers in the state. This requirement also defines the procedure for the Department and Board to use when denying or revoking certification of an individual who has fallen below the minimum standards.

The Ethics Bulletin is published to provide insight into the types of misconduct that could result in revocation or denial of certification. The following cases have resulted in consideration of **revocation or denial** of certifications by DPSST in **May 2012**.

The Department continues to ensure that certified public safety officers and those seeking certification who abuse the public's trust will be held accountable for their actions.

May Statistics

Cases Opened	023	Of the 19 Cases Closed:	
Cases Closed	019	Revoked	006
Cases Pending	248	Denied	000
Reinstated	000	No Action	013

Fire Service Professional A was discharged after his conviction of Third Degree Sexual Abuse. Fire Service Professional A had sexual contact with an individual under the age of 18 that resulted in his criminal conviction. Fire Service Professional A was issued a Notice of Intent to Revoke. He did not make a timely request for a hearing. DPSST filed a Final Order. **Fire Service Professional A's NFPA Fire Fighter I and Basic Fire Fighter Certifications were Revoked.**

Officer B resigned during an internal investigation that revealed he abused sick leave, used his agency's computer system for personal use, and used the agency's e-mail system extensively to chat with a co-worker while on duty and warning her when supervisors approached and to delete their e-mail messages. DPSST notified Officer B that his conduct would be reviewed by the Corrections Policy Committee (CPC) and gave him the opportunity to provide mitigating circumstances for the Committee's consideration. The CPC determined that Officer B's conduct involved Dishonesty for calling in sick when not sick, warning the co-worker about approaching supervisors and to delete e-mails. The CPC also determined that Officer B's conduct involved Disregard for the Rights of Others and Gross Misconduct for neglecting his duties while e-mailing and so putting inmates and staff at risk and affecting the efficient operation of the agency. The CPC determined that Officer B's conduct involved Misuse of Authority for the personal use of the agency computer system, and Misconduct for the e-mailing and for destroying and recommending destruction of the personal e-mails. The Committee found as aggravating circumstances that Officer B failed to take responsibility for

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his actions but blamed it on a negative work environment. The CPC found that Officer B's misconduct rose to the level to warrant revocation of his certifications with a lifetime disqualifier – he may never re-apply to the CPC for certification. DPSST served Officer B with a Notice of Intent to Revoke Certifications, and he made a timely request for a hearing. The Board affirmed the CPC's recommendation for revocation. Prior to the hearing, Officer B withdrew his request for a hearing, and DPSST entered a Final Order revoking his certifications. Officer B's misconduct ended his 7-year career.

Officer B's Basic, Intermediate and Advanced Corrections Certifications were Revoked.

Officer C was discharged for cause for untruthfulness relating to actions he took on a call for service. During an unemployment hearing Officer A was untruthful and was subsequently convicted of Perjury, a Class C felony crime. DPSST served Officer C with a Notice of Intent to Revoke Certifications, and he requested a hearing. DPSST sought a Motion for Summary Determination before the Office of Administrative Hearings asserting there was no material fact at issue. The ALJ granted DPSST's Motion and issued a Proposed Order. Officer C did not file legal exceptions to the Proposed Order. DPSST filed a Final Order adopting the Proposed Order in its entirety. Officer C's misconduct ended his 12-year career.

Officer C's Basic, Intermediate and Advanced Police Certifications were Revoked.

Officer D was arrested for Resisting Arrest and two counts of Disorderly Conduct in the Second Degree and subsequently convicted of Resisting Arrest. The judgment of conviction required Officer D to surrender his DPSST certification and resign from his position as a public safety officer. Officer D signed a Stipulated Order Revoking Certification. Officer D's misconduct ended his 4-year career.

Officer D's Basic Police Certification was Revoked.

Officer E resigned while under an internal investigation for numerous violations of department policies, including use of prescription medication while on duty as well as unprofessional conduct in the treatment of citizens and during a public speaking event. DPSST notified Officer E that his conduct would be reviewed by the Police Policy Committee (PPC) and gave him the opportunity to provide mitigating circumstances for the Committee's consideration. Officer E was also offered the opportunity to resolve the case by signing a Stipulated Order Revoking Certifications, which he chose to do. Officer E's misconduct ended his 11-year career.

Officer E's Basic, Intermediate and Advanced Police Certifications were Revoked.

Telecommunicator F resigned while under an internal investigation that sustained violations of agency policies including misuse of LEADS and NCIC for personal use. DPSST notified Telecommunicator F that her case would be heard by the Telecommunications Policy Committee (TPC) and gave her the opportunity to provide mitigating circumstances. Telecommunicator F was also offered the opportunity to resolve the case by signing a Stipulated Order Revoking Certifications, which she chose to do. Telecommunicator F's misconduct ended her 15-year career.

Telecommunicator F's Basic Emergency Medical Dispatcher Certification and Basic, Intermediate and Advanced Telecommunicator Certifications were Revoked.

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