

**Board on Public Safety Standards and Training
(BPSST or the Board)
Meeting Minutes - Draft**

April 25, 2024

The Board on Public Safety Standards and Training held a regular meeting at 9:00 a.m. on Thursday, April 25, 2024, in the Governor Victor G. Atiyeh Boardroom at the Department of Public Safety Standards and Training located at 4190 Aumsville Hwy SE, Salem, Oregon. Chair, Matt English called the meeting to order at approximately 9:20 a.m.

Board members present in-person and by Video/Teleconference:

Matt English, Chair, Oregon State Sheriff's Association
DaNeshia Barrett, Vice-Chair, Non-Management Law Enforcement
James Adams, Oregon State Fire Fighters Council – Teams
Jennifer Cameron, Non-Management Parole & Probation
Jack Carriger, Oregon Volunteer Firefighters Association - Teams
Mark Daniel, Oregon Association of Chiefs of Police
Michael Fletcher, APCO-NENA
Chris Heppel, Oregon Fire Chief's Association
Dan Lenzen, Private Security Industry - Teams
Ryan Gillespie, Interim Chief, Portland Fire & Rescue
Joseph Morneau, Oregon Fire District Director's Association – Teams
Scotty Nowning, Non-Management Law Enforcement
Mike Reese, Director, Department of Corrections
Terry Rowan, Oregon State Sheriff's Association – Teams
Mariana Ruiz-Temple, Oregon State Fire Marshal

Board Members Absent:

Casey Coddling, Superintendent, Oregon State Police
Maria Caballero Rubio, Public Member
Robert Day, Chief, Portland Police Bureau
Chris Skinner, Oregon Association of Chiefs of Police

Guests:

Rob Wood, PPC Member

DPSST Staff:

Phil Castle, Agency Director
Staci Yutzie, Deputy Director/Academy Dean/Training Director
Brian Henson, Deputy Director/ Chief of Staff
Kathy McAlpine, Professional Standards Division Director
Kayla Ballrot, Interim Fire Program Manager
Suzy Herring, Private Professional Certification & Licensing Program Manager
Kathy Fink, Criminal Justice Program Manager
Shelby Wright, Executive Assistant to the Director

DPSST Staff Continued:

Jennifer Howald, Legislative and Rules Coordinator
Samantha Kossa, Executive Support Specialist
Sam Tenney, Communications Coordinator

1. Introductions

- *Board Chair, Matt English, introduced himself and invited everyone in attendance to state their name and position for the record.*

2. *Meeting Minutes

Approve minutes from the January 25, 2024, Meeting

- *Vice-Chair, DaNeshia Barrett motioned to approve the meeting minutes of the January 25, 2024, meeting. Member Mike Reese seconded the motion. A vote was taken by roll call and the motion passed unanimously by the Board.*

3. Fire Policy Committee

a. Fire Policy Committee Update – Chris Heppel, Chair

- *Chair Heppel noted that the Fire Policy Committee reviewed two cases last month at their regularly scheduled meeting that are on the Board’s consent agenda and has nothing new to report.*

b. *Consent Agenda (The following items to be ratified by one vote)

A. *William Comeford, DPSST No. 34996; Portland Fire & Rescue – No Action
Unanimous vote with two (2) recusals to recommend to the Board by the FPC on February 28, 2024.

B. *Curtis Deetz, DPSST No. 31371; Portland Fire & Rescue – No Action
Unanimous vote with three (3) recusals to recommend to the Board by the FPC on February 28, 2024.

C. *Committee Appointments

Fire Policy Committee

- Shawn Olson – Oregon Fire Marshals Association Representative, Appointment to the FPC, 1st term effective August 20, 2024.
- *Member Mike Reese motioned to approve the Fire Consent Agenda. Member Scotty Nowning seconded the motion. A vote was taken by roll call and the motion passed unanimously by the Board.*

4. Criminal Justice Policy Committees

a. Police Policy Committee Update – Scotty Nowning, Chair

- *Chair Nowning addressed the Board and noted that the Police Policy Committee reviewed four cases that are on the Board’s consent agenda on February 22, 2024, and heard testimony to discuss the three additional cases in today’s meeting.*

b. Telecommunications Policy Committee Update – Michael Fletcher, Chair

- *Chair Fletcher missed the last meeting, therefore has nothing new to report. The next meeting will be held on May 1, 2024.*

c. Corrections Policy Committee Update – Matt English, Chair

- *Chair English stated that on February 13, 2024, the Corrections Policy Committee had four administrative closures, while nine cases are under consideration in today’s meeting. The next Corrections Policy Committee meeting is set for May 8, 2024.*

d. *Consent Agenda (The following items to be ratified by one vote)

A. *Ruben Benavidez, DPSST No. 50462; DOC/Oregon State Correctional Institution– Revoke

Unanimous vote to recommend to the Board by the CPC on February 13, 2024.

B. *Randy Bocchi, DPSST No. 45164; Klamath County Sheriff’s Office – No Action

Unanimous vote to recommend to the Board by the CPC on February 13, 2024.

C. *Chandler Bolton, DPSST No. 56778; Linn County Sheriff’s Office – No Action

Unanimous vote to recommend to the Board by the PPC on February 22, 2024.

D. *Kodie Carroll, DPSST No. 64023; Jackson County Sheriff’s Office – No Action

Unanimous vote to recommend to the Board by the CPC on February 13, 2024.

E. *Tina Earhart, DPSST No. 61184; DOC/Santiam Correctional Institution – No Action

Unanimous vote to recommend to the Board by the CPC on February 13, 2024.

F. *Roderick Hogan, DPSST No. 60731; Washington County Consolidated Communications 911 Agency – No Action

Unanimous vote to recommend to the Board by the TPC on February 7, 2024.

G. *Stephen Naber, DPSST No. 54246; Lane County Sheriff’s Office – No Action

Unanimous vote to recommend to the Board by the PPC on February 22, 2024.

- H. *Joshua Patterson, DPSST No. 45007; DOC/Snake River Correctional Institution – Revoke**
Unanimous vote to recommend to the Board by the CPC on February 13, 2024.
- I. *Caden Powell, DPSST No. 54126; DOC/Eastern Oregon Correctional Institution – Revoke**
Unanimous vote to recommend to the Board by the CPC on February 13, 2024.
- J. *Susan Ramos, DPSST No. 61253; DOC/Oregon State Correctional Institution – Revoke**
Unanimous vote to recommend to the Board by the CPC on February 13, 2024.
- K. *Robert Rosales, DPSST No. 36499; Springfield Police Department – Revoke**
Unanimous vote to recommend to the Board by the PPC on February 22, 2024.
- L. *Ernest Slye IV, DPSST No. 61466; Oregon State University Department of Public Safety – No Action**
Unanimous vote to recommend to the Board by the TPC on February 7, 2024.
- M. *Travis Stice, DPSST No. 60272; DOC/Snake River Correctional Institution – Revoke**
Unanimous vote to recommend to the Board by the CPC on February 13, 2024.
- N. *Timothy Sundin, DPSST No. 39688; DOC/Eastern Oregon Correctional Institution – Revoke**
Unanimous vote to recommend to the Board by the CPC on February 13, 2024.
- O. *Law Enforcement Memorial Wall Nomination; George M. Lowe, (EOW 1919) – Ashland Police Department**
Determine eligibility for addition to Oregon’s Law Enforcement Memorial Wall
- P. *Committee Appointments**
- Police Policy Committee
- Megan Townsend– Non-Management Law Enforcement, Appointment to the PPC, 1st term effective April 28, 2024.
 - Kevin Dresser– Non-Management Law Enforcement, Re-appointment to the PPC, 2nd term effective April 25, 2024.
 - Rob Wood– Public Member, Re-appointment to the PPC, 2nd term effective July 26, 2024.
- Corrections Policy Committee
- Michael Mays– Non-Management Corrections, Appointment to the CPC, 1st term effective April 25, 2024.
 - Joshua Aldrich– Oregon Jail Command Council Representative, Appointment to the CPC, 1st term effective April 28, 2024.
 - John Frost–Non-Management Corrections Employed by DOC, Re-appointment to the CPC, 2nd term effective April 28, 2024.

Telecommunications Policy Committee

- Brandon Hamilton– Oregon Fire Chiefs Association Representative, Appointment to the TPC, 1st term effective July 28, 2024.
- Travis Ash– Oregon State Sheriffs Association Representative, Re-appointment to the TPC, 2nd term effective July 28, 2024.
- *Member Mike Reese motioned to approve the Criminal Justice Consent Agenda. Vice-Chair DaNeshia Barrett seconded the motion. A vote was taken by roll call and the motion passed unanimously by the Board.*

5. Private Security/Investigator Policy Committee

a. Private Security Investigator Policy Committee Update – Dan Lenzen, Chair

- *Chair Lenzen and the Private Security/Investigator Policy Committee met on February 20, 2024, and recommended the rule changes presented on the Board’s consent agenda. In order to work towards providing training for Private Security managers and instructors, the program has hired a Learning and Development Specialist who will review the curriculum as per the agency update. The next meeting will be held on August 20, 2024, owing to a lack of agenda items that canceled the upcoming meeting for the month of May.*

b. *Consent Agenda (The following items to be ratified by one vote)

A. *Proposed Rule Changes for Oregon Administrative Rule (OAR) Chapter 259 Division 59

Adopting Permanent Rules for the Private Security Entity Licensing Program
Five (5) to four (4) vote to recommend to the Board by the PSIPC on February 20, 2024.

B. *Proposed Rule Changes for Oregon Administrative Rule (OAR) 259-060-0130 Related to Executive Managers Providing Contract Services

Eight (8) to one (1) vote with one abstention to recommend to the Board by the PSIPC on February 20, 2024.

C. *Committee Appointments

Private Security/Investigator Policy Committee

- Samantha Schrantz – Private Investigator, Re- appointment to the PSIPC, 2nd term effective July 28, 2024.
- *Member Scotty Nowning motioned to approve item A of the Private Security/Investigator Consent Agenda. Member Chris Heppel seconded the motion. A vote was taken by roll call and the motion passed unanimously by the Board.*

6. Legislative Actions

a. *Proposed Legislative Concept Request

Fire Policy Committee Membership Housekeeping
Jennifer Howald

Issue:

The membership of the Fire Policy Committee is defined by Oregon Revised Statute (ORS) 181A.360 (the Board members who also serve on the committee) and 181A.375 (the committee specific members). The FPC membership includes one person recommended by and representing a statewide association of fire instructors. Several years ago, this position was filled by a member of the Oregon Fire Instructor Association. The Oregon Fire Instructor Association no longer exists. There are no other statewide instructor associations. For the past several years this member position has been filled by reaching out to the regional training associations throughout the state for a recommendation.

The Department proposes amending the fire instructor member position through a legislative change. The intent of the legislative change would be to replace or remove the recommending body while preserving the representation of Oregon's fire instructors on the committee.

- *Member Mark Daniel motioned to approve the proposed legislative concept for Fire Policy Committee Member Housekeeping. Vice-Chair DaNeshia Barrett seconded the motion. A vote was taken by roll call and the motion passed unanimously by the Board.*

b. *Proposed Legislative Concept Request

Deferred Professional Standards Cases and DPSST Jurisdiction
Jennifer Howald

Background:

The Department's jurisdiction to enforce the minimum employment, training, certification, and moral fitness standards for public safety officers begins with an individual's employment as a public safety officer. After a certification has been granted, the Department's jurisdiction extends to the period of certification. This means that the Department retains jurisdiction to revoke certification after employment ends and while the individual is certified, but the jurisdiction ends when the certification expires.

Law enforcement officer certifications lapse after 90 days of separation from employment. Telecommunicator and emergency medical dispatcher certifications lapse after 12 months of separation from employment. These lapse timelines are found in statute. A lapsed certification has always been interpreted as a certification, meaning the Department retains the jurisdiction and authority to revoke the certification. Moral fitness standards continue to apply to a lapsed certification during the five year period after a separation from employment. The Department can complete cases that are opened due to conduct or criminal dispositions that occurred while employed. Criminal dispositions that

occur after a separation from employment but within the five years may result in a mandatory or discretionary revocation of certification. By rule, after five years of separation, certifications change from lapsed to expired and the moral fitness standards no longer apply to the individual.

Department Recommendation:

The Department proposes amending Oregon Revised Statutes to extend the Department’s jurisdiction and provide permissive authority (may) to take action to deny training or deny certification after a separation of employment occurs. The intent of the legislative change would be to use the Board’s and the Department’s rulemaking authority to establish processes for completing the review of professional standards case that would otherwise be deferred until the individual becomes employed again. The permissive authority would allow the Department to complete the case review process and take action on these cases, but not require (shall) the Department to complete the case review process. The permissive authority is key to balancing the need to address pending cases for individuals seeking employment in the public safety professions while managing the workload for Department staff.

- *Member Jennifer Cameron motioned to approve the proposed legislative concept for Deferred Professional Standards Cases and DPSST Jurisdiction. Member Mark Daniel seconded the motion. A vote was taken by roll call and the motion passed unanimously by the Board.*

c. *Policy Option Packages: Placeholder – Agency Director, Phil Castle

- *Item 6. c., Policy Option Packages: Placeholder, was removed from the Board agenda pending further information from the Governor’s Office.*

7. Agency Updates – Agency Director, Phil Castle

Director Castle expressed his gratitude for the Board and their evaluation while acknowledging the effort put forth by DPSST staff to ensure a steady cycle of new graduates. Strategic attention is being directed towards Telecommunications and Basic Corrections due to an unanticipated backlog. The completion of the Executive Leadership Team’s listening tour provided invaluable feedback from underserved areas of the state that must be addressed.

Optimizing funds for Regional Training to engage as many people as possible has always been a priority, yet there is a need to shift from this economic mindset in favor of serving all locations respectively. Constituents will be informed of what was learned on the listening tour by the end of April with full decision-making transparency. An action plan will be released by May 15, 2024. DPSST, along with every other state agency, is working closely right now on the forthcoming Policy Option Packages and reinvigorating the relationship between DOC and DPSST training.

Director Castle subsequently opened up the floor for commentaries and questions whereby State Fire Marshal Ruiz-Temple followed up with a statement regarding

feedback from an electronic survey that could be useful for joint agency communications moving forward.

8. Next Meeting Date: July 25, 2024, at 9:00 a.m.

- *With no further items to discuss, Chair English adjourned the meeting at approximately 9:50 a.m.*

Administrative Note:

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.