

# **Corrections Policy Committee Minutes February 14, 2017**

The Corrections Policy Committee of the Board on Public Safety Standards and Training held a regular meeting on Tuesday, February 14, 2017, in the Governor Victor G. Atiyeh Boardroom at the Department of Public Safety Standards and Training located in Salem, Oregon. Chair Brian Burger called the meeting to order at 1:35 p.m.

## **Attendees:**

### **Committee Members:**

Brian Burger, Chair, AFSCME Rep/DOC  
Jason Myers, Vice Chair, Oregon State Sheriff's Association (left meeting @ 2:25 p.m.)  
Kimberly Hendricks, Department of Corrections Superintendent  
Carol Dishion, Non-Management DOC-Coffee Creek  
Matthew English, Oregon State Sheriff's Association  
Donna Pettit, Non-Management Corrections Officer  
Nadine Purington, Non-Management Parole & Probation-DCJ  
Jeff Wheeler, Oregon Sheriff's Jail Command Council  
Jeanine Hohn, Department of Corrections Training Division  
Rob Perrson, Designee for Director of Department of Corrections  
Kristen Hanthorn, Or. Assn. of Comm. Corrections Directors (by phone)

### **Committee Members Absent:**

Jeff Hernandez, Non-Management DOC – Oregon State Penitentiary  
Gary Bergerson, Non-Management Law Enforcement  
Matthew Frohnert, Oregon Sheriff's Jail Command Council

### **DPSST Staff:**

Eriks Gabliks, Director (joined the meeting at 3:00 p.m.)  
Linsay Hale, Professional Standards Division Director  
Mike Leloff, Training Division Director  
Mona Riesterer, Professional Standards Assistant  
Jennifer Howald, Rules Coordinator  
Debbie Anderson, Certification & Compliance Specialist  
Bob Sigleer, Training Compliance Auditor  
Kristen Hibberds, Professional Standards Investigator & Coordinator  
Katrina Robson, Professional Standards Investigator & Coordinator  
Jordan James-Largent, Training/Scheduling Specialist

### **Guests:**

Michael Badilla, Crook County Sheriff's Office



**1. Introductions**

Introductions of members, guest and staff were presented.

**2. Minutes of November 8, 2016 Meeting**

Approve the minutes of the November 8, 2016 Corrections Policy Committee meeting.

*To see a complete record of the November 8, 2016 Corrections Policy Committee minutes, please go to:*

<http://www.oregon.gov/dpsst/BD/pages/correctionspolicycommitteemeetingminutes.aspx>

- *Jeff Wheeler moved that the committee approve the minutes of the November 8, 2016 Corrections Policy Committee meeting. Donna Pettit seconded the motion. The motion carried unanimously.*

**3. Quarterly Review of DOC BCC by DPSST Training Compliance Unit**

Presented by Robert Sigleer

In 2009, the Legislature approved the Oregon Department of Corrections (DOC) to provide its own training as an alternative to the DPSST Basic Corrections Course, provided DPSST periodically audited the program to ensure the program meets minimum training standards established by the Board. The Audit Unit provides the Corrections Policy Committee with quarterly updates of the DOC BCC. These audits verify compliance with class hours, student attendance, instructor certification, academic testing and course documentation. The quarterly review was presented to the Corrections Policy Committee for the reporting period of October through December, 2016. The findings indicated BCC meets minimum training standards approved by the Board for Correction officers employed by DOC.

**4. \*Proposed Rule Change for OAR 259-008-0060 – Review of Public Comment**

Amends language regarding supervisory certification; removes old language regarding the now expired “All Disciplines” chart (referred to as the old chart) for Intermediate/Advanced certifications; and includes minor housekeeping.

Presented by Jennifer Howald

Jennifer presented on April 19, 2016, the Criminal Justice Certification Workgroup reviewed the existing requirements for supervisory certification. Workgroup members proposed that the current, single and sequential path through the levels of certification be separated into two certification paths, one for line level public safety officers and one for supervisory and management level public safety officers. The workgroup agreed through consensus to make a recommendation that intermediate and advanced certifications be separated from the supervisory, management and executive certifications. The draft rule language incorporating the Workgroup’s recommendation was filed as a proposed rule change with the Secretary of State’s office as a proposed rule and as a permanent rule, if no comments are received by the Telecommunications Policy Committee (August 3, 2016), the Corrections Policy Committee (August 9, 2016), the Police Policy Committee (August 18, 2016) and the Board on Public

Safety Standards and Training (October 27, 2016). The official comment period ended on December 21, 2016. Two public comments were received and were presented to the Corrections Policy Committee for review.

- *Jeanine Hohn moved to recommend to the Board filing the draft rule language for OAR 259-008-0060 as a permanent rule without any changes to the proposed language and as a permanent rule with the Secretary of State without any changes to the proposed requirements for supervisory certification, as recommended by the Criminal Justice Certification Workgroup, but with the identified staff changes to the effective implementation and expiration dates. Jason Myers seconded the motion. The motion carried unanimously.*

#### **5. \*Proposed Rule change for OAR 259-008-0020- Review of Public Comment**

In 2016, the Criminal Justice Denial/Revocation Workgroup submitted a recommendation to require the signature of the department head or a currently certified public safety professional as a designee, on the DPSST Form F-4 (Personnel Action Report Form). The draft rule language incorporating the Workgroup's recommendation was reviewed and approved as recommended for filing with the Secretary of State as a proposed rule and as a permanent rule, if no comments are received, by the Telecommunications Policy Committee (August 3, 2016), the Corrections Policy Committee (August 9, 2016), the Police Policy Committee (August 18, 2016) and the Board on Public Safety Standards and Training (October 27, 2016). The official public comment period ended on December 21, 2016. One public comment was received and was presented to the Corrections Policy Committee for review.

- *Jeanine Hohn moved to recommend to the Board filing the draft rule language for OAR 259-008-0020 as a permanent rule without any changes to the proposed language and as a permanent rule with the Secretary of State without any changes to the proposed requirements for supervisory certification, as recommended by the Criminal Justice Certification Workgroup, but with the identified staff changes to the effective implementation and expiration dates. Matt English seconded the motion. The motion carried unanimously.*

#### **6. \*Proposed Rule Change for OAR 259-008-0025-Adds Requirement for 8 Hours of Firearms/Use of Force Training and Amends Corresponding Time Extension Language** Presented by Jennifer Howald

Jennifer presented on November 8, 2016, the Corrections Policy Committee (CPC) reviewed a proposed rule change to add a requirement for law enforcement officers to complete a minimum of 8 hours of firearms or use of force related training within 30 days of returning to employment in a certifiable position after being separated from certifiable employment for more than one year but less than 5 years. The addition of this requirement to OAR 259-008-0025 (Minimum Standards for Training) was proposed because language reflecting the intent of the training requirement was recently deleted from proposed changes for OAR 259-008-0065 (Maintenance of Law Enforcement Officer Certification). During the verbal presentation to the CPC, DPSST staff addressed the ability for any agency to request a time

extension if they were unable to meet the training requirement to complete 8 hours of Firearms/Use of Force training within 30 days of reemployment in a certifiable position. Additional staff review of the current rule language conducted after the CPC meeting identified the need to amend the current rule language regarding time extensions in order to clearly identify the ability to obtain a time extension for this proposed training requirement. The draft rule language is being presented to the CPC for additional review of the time extension limitations. Staff has provided 90 days as a recommended limit for a time extension in the draft rule language for review by the CPC.

- *Jason Myers moved to recommend to the Board filing the proposed rule with the Secretary of State and to file as a permanent rule if no public comments are received. Nadine Purington seconded the motion. The motion carried unanimously.*

*By consensus the committee found no fiscal impact to small businesses.*

7. \***Eric Banick DPSST #52200 – Marion County Sheriff’s Office; Basic Corrections Certification**

Presented by Kristen Hibberds

The case presented to the Corrections Policy Committee is whether Eric Banick’s conduct as outlined in the internal affairs investigation relating to his treatment/behavior towards co-workers should result in revocation of his certification.

*Jason Myers abstained due to a conflict of interest.*

Jeanine Hohn moved that the Corrections Policy Committee adopts the staff report as the record upon which its recommendations are based. Matt English seconded the motion. The motion carried with ten ayes and Jason Myers abstaining.

By discussion and consensus, the committee determined that Eric Banick’s behavior did not involve **Insubordination** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Eric Banick’s behavior did involve **Misconduct** as defined in Administrative rule based on the harassment and hazing of employees in a protected class.

Matt English moved that the Corrections Policy Committee find that Eric Banick’s **Misconduct** does rise to the level to warrant revocation when considered alone. Jeff Wheeler seconded the motion. The motion passed with ten ayes and Jason Myers abstaining.

By discussion and consensus, the committee determined that Eric Banick’s behavior did involve **Gross Misconduct** as defined in Administrative Rule based on the multiple occasions of bullying behavior that Banick engaged in with his fellow employees as well as discrimination against female staff within the unit. Banick provided a very hostile and unsafe environment. Per the staff report, the employer found on Banick’s personal computer and on

the agency network, sexually explicit photos and photos containing profane language. Banick repeatedly and knowingly broke agency policy and procedures.

Jeff Wheeler moved that the Corrections Policy Committee find that Eric Banick's Gross **Misconduct** does rise to the level to warrant revocation when considered alone. Matt English seconded the motion. The motion passed with ten ayes and Jason Myers abstaining.

By discussion and consensus, the committee determined that Eric Banick's behavior did not involve **Misuse of Authority** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Eric Banick's behavior did involve **Disregard for the Rights of Others** as defined in Administrative Rule based upon Banick's comments directed towards the race, gender, and sexual orientation of others.

Jeanine Hohn moved that the Corrections Policy Committee find that Eric Banick's **Disregard for the Rights of Others** does rise to the level to warrant revocation when considered alone. Carol Dishion seconded the motion. The motion passed with ten ayes and Jason Myers abstaining.

By discussion and consensus, the committee determined that Eric Banick's behavior did involve **Dishonesty** as defined in the Administrative Rule based upon when Banick was asked questions during the investigation process; he stated that he couldn't remember or changed his story. Banick told investigators that he did not know the female and then changed his story and made despairingly remarks about her.

Jeanine Hohn moved that the Corrections Policy Committee find that Eric Banick's **Dishonesty** does rise to the level to warrant revocation when considered alone. Matt English seconded the motion. The motion passed with ten ayes and Jason Myers abstaining.

By discussion and consensus, the committee determined that Eric Banick's behavior did involve **Aggravating Circumstances** based upon the fact that the incident was not isolated and involved multiple employees. Banick was untruthful when asked about incidents and omitted information and was deceitful. He also seemed to marginalize his behavior. Banick showed disregard even after he had been warned that he was under investigation and moved to a work center, he continued to engage in misconduct.

By discussion and consensus, the committee determined that Eric Banick's behavior did not involve any **Mitigating Circumstances**.

After considering the totality of the circumstances, Jeanine Hohn moved that the committee recommends to the Board that Banick's Corrections Certification **be revoked**. Matt English seconded the motion. The motion carried with ten ayes and Jason Myers abstaining.

Jeff Wheeler moved that the committee recommends to the Board that Eric Banick's **Misconduct** warrants for ineligibility period to reapply for seven years. Carol Dishion seconded the motion. The motion carried with ten ayes and Jason Myers abstaining.

Jeanine Hohn moved that the committee recommends to the Board that Eric Banick's **Gross Misconduct** warrants for ineligibility period to reapply for ten years. Carol Dishion seconded the motion. The motion carried with ten ayes and Jason Myers abstaining.

Jeff Wheeler moved that the committee recommends to the Board that Eric Banick's **Disregard for the Rights of Others** warrants for ineligibility period to reapply for ten years. Carol Dishion seconded the motion. The motion carried with nine ayes, Jeanine Hohn nay, and Jason Myers abstaining.

Jeff Wheeler moved that the committee recommends to the Board that Eric Banick's **Dishonesty** warrants for ineligibility for lifetime. Donna Petit seconded the motion. The motion carried with 10 ayes and Jason Myers abstaining.

8. \***Alicia Thurman (Young) DPSST #42597 – Warm Springs Police Department; Basic Corrections Certification**

Presented by Kristen Hibberds

The issue in this case is Alicia Thurman's conduct surrounding her arrest on June 27, 2014 for harassment, following an altercation with her boyfriend and whether her certification should be revoked as a result.

Jeanine Hohn moved that the Corrections Policy Committee adopts the staff report as the record upon which its recommendations are based. Matt English seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Alicia Thurman's behavior did not involve **Insubordination** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Alicia Thurman's behavior did involve **Misconduct** as defined in Administrative Rule based upon the conviction of Harassment, a presumed Category V based on the upon the elements of the crime.

Jason Myers moved that the Corrections Policy Committee find that Alicia Thurman's **Misconduct** does rise to the level to warrant revocation when considered alone. Jeanine Hohn seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Alicia Thurman's behavior did not involve **Gross Misconduct** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Alicia Thurman's behavior did not involve **Misuse of Authority** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Alicia Thurman's behavior did involve **Disregard for the Rights of Others** by striking her boyfriend while trying to take his car.

Jeanine Hohn moved that the Corrections Policy Committee find that Alicia Thurman's **Disregard for the Rights of Others** does rise to the level to warrant revocation when considered alone. Carol Dishion seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Alicia Thurman's behavior did not involve **Dishonesty** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Alicia Thurman's behavior did involve **Aggravating Circumstances** per the Ecourt record, Thurman failed to appear for sentencing which prompted a warrant for her arrest. When Thurman was cited she was blaming the victim for her actions. The citation was for domestic violence which is an aggravating factor.

By discussion and consensus, the committee determined that Alicia Thurman's behavior did involve **Mitigating Circumstances** as there appeared to be a mutual agreement between Thurman and her boyfriend to use the vehicle for commuting back and forth to work. The victim also requested that Thurman not be cited or arrested.

After considering the totality of the circumstances, Jeff Wheeler moved that the committee recommends to the Board that Thurman's Corrections Certification **be revoked**. Nadine Purington seconded the motion. The motion carried unanimously.

Jeanine Hohn moved that the committee recommends to the Board that Alicia Thurman's **Misconduct** warrants for ineligibility period to reapply for three years. Kimberly Hendricks seconded the motion. The motion carried unanimously.

Jeanine Hohn moved that the committee recommends to the Board that Alicia Thurman's **Disregard for the Rights of Others** warrants for ineligibility period to reapply for five years. Kimberly Hendricks seconded the motion. The motion carried unanimously.

9. **\*Marie Tyler DPSST #2119 – Washington County Sheriff's Office; Basic, Intermediate, Advanced, Supervisory, Management, and Executive Corrections Certifications and Instructor Certification**

Presented by Kristen Hibberds

The issue in this case is Tyler's conduct surrounding her arrest on December 18, 2015 for DUII, following a crash resulting in property damage and whether her certifications should be revoked as a result.

Matt English moved that the Corrections Policy Committee adopts the staff report as the record upon which its recommendations are based. Carol Dishion seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Marie Tyler's behavior did not involve **Insubordination** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Marie Tyler's behavior did involve **Misconduct** as defined in Administrative Rule based on her conviction and the elements of the crime of DUII.

Jeanine Hohn moved that the Corrections Policy Committee find that Marie Tyler's **Misconduct** does rise to the level to warrant revocation when considered alone. Carol Dishion seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Marie Tyler's behavior did involve **Gross Misconduct** as defined in Administrative Rule by the conviction of the DUII in which the elements of the crime itself is a presumed gross misconduct in addition to property damaged and minor injury.

Matt English moved that the Corrections Policy Committee find that Marie Tyler's **Gross Misconduct** does rise to the level to warrant revocation when considered alone. Jeff Wheeler seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Marie Tyler's behavior did not involve **Misuse of Authority** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Marie Tyler's behavior did involve **Disregard for the Rights of Others** as defined in Administrative Rule by getting behind the wheel of a vehicle after drinking alcohol and taking medication, which resulted in a crash that involved property damage and minor injuries.

Jeanine Hohn moved that the Corrections Policy Committee find that Marie Tyler's **Disregard for the Rights of Others** does rise to the level to warrant revocation when considered alone. Carol Dishion seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Marie Tyler's behavior did not involve **Dishonesty** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Marie Tyler's behavior did involve **Aggravating Circumstances** based upon the DUII resulted in a crash that resulted in property damage. Prior to leaving employment as a public safety officer, Tyler had 25 years of experience and held an executive level certification and was held to a higher standard.

By discussion and consensus, the committee determined that Marie Tyler's behavior did involve **Mitigating Circumstances** by being cooperative at the time of the arrest. Court records indicated that she had full paid her restitution in full.

After considering the totality of the circumstances, Jeanine Hohn moved that the committee recommends to the Board that Tyler's Corrections and Instructor Certifications be **revoked**. After much discussion amongst the members, Jeanine Hohn asked to resend her motion and discuss further with the committee the totality of the circumstances.



Matt English proposed the question to the Corrections Policy Committee as to why Tyler was not eligible for diversion. Kristen Hibberds asked Chair, Brian Burger to take a short five minute break to research why a petition was not granted.

The Corrections Policy Committee took a short break at 2:45 p.m. and reconvened at 2:51 p.m.

Kristen Hibberds presented to the Corrections Policy Committee that after speaking with the district attorney that was assigned to the case, because Tyler was not charged with an assault and based upon the injury to one of the victims, the statute states that a DUII resulting in injury disqualifies individuals from diversion.

After considering the information provided and discussion had by the Corrections Policy Committee, Jeanine Hohn moved that the committee recommends to the Board that Tyler's Corrections and Instructor Certifications **not be revoked**. Jeff Wheeler seconded the motion. The motion carried unanimously.

**10. Michael Badilla DPSST #56937 – Crook County Sheriff's Office; Application for Training and Subsequent Certification**

Presented by Katrina Robson

The issue in this case is Michael Badilla's conduct surrounding his arrest of damage to private property and disorderly conduct, and subsequent conviction of disorderly conduct in 2012, and whether his application for training and subsequent certification should be denied as a result.

Matt English moved that the Corrections Policy Committee adopts the staff report as the record upon which its recommendations are based. Carol Dishion seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Michael Badilla's behavior did not involve **Insubordination** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Michael Badilla's behavior did involve **Misconduct** as defined in Administrative Rule based upon the violation of the law and the conviction of Disorderly Conduct.

Matt English moved that the Corrections Policy Committee find that Michael Badilla's **Misconduct** does rise to the level to warrant denial of Badilla's Application for Training and Subsequent Certification when considered alone. Jeff Wheeler seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Michael Badilla's behavior did involve **Gross Misconduct** as defined in Administrative Rule based upon the conviction of

Disorderly Conduct, which is a presumed **Gross Misconduct** crime based on the elements of the crime.

Jeff Wheeler moved that the Corrections Policy Committee find that Michael Badilla's **Gross Misconduct** does rise to the level to warrant denial of Badilla's Application for Training and Subsequent Certification when considered alone. Jeanine Hohn seconded the motion. The motion carried unanimously.

By discussion and consensus, the committee determined that Michael Badilla's behavior did not involve **Misuse of Authority** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Michael Badilla's behavior did not involve **Disregard for the Rights of Others** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Michael Badilla's behavior did not involve **Dishonesty** as defined in Administrative Rule.

By discussion and consensus, the committee determined that Michael Badilla's behavior did involve **Aggravating Circumstances** by having a blood alcohol level of .182 and although Badilla was not convicted, the crime did involve destruction of property.

By discussion and consensus, the committee determined that Michael Badilla's behavior did involve **Mitigating Circumstances** by taking responsibility for his actions and his letter he submitted to the committee was well written. Badilla was honest and forthright in providing information related to the incident on his application for training. Badilla was discharged successfully from his probation as well as there have not been any incidents since then. The committee recognized also as a Mitigating Circumstance, the fact that Michael Badilla made an appearance in person at the Corrections Policy Committee.

After considering the totality of the circumstances, Kimberly Hendricks moved that the committee recommends to the Board that Badilla's Application for Training and Subsequent Certification **not be denied**. Carol Dishion seconded the motion. The motion carried unanimously.

## **11. Department Updates**

### ***Eriks Gabliks reported:***

Eriks introduced Mike Leloff as the new Training Division Director at DPSST. Mike has an extensive law enforcement career that spans more than 30 years. Mike started as a police officer with the City of Cornelius, and then he joined the Tualatin Police Department, and finished the bulk of his career with the Portland Police Bureau where he retired as Assistant Chief last month.

2017 Legislative Session - Eriks gave a quick overview of the session to date. All three of DPSST's bills have had a hearing and are moving through either the House or Senate and

then after a third reading of each will be on their way to the other chamber. A number of bills are on DPSST's radar screen including one that requires that agencies have policies and training for officer involved domestic violence. There are also numerous bills introduced on use of force, helping veterans, and firearms. DPSST testified on House Bill 2594 that would allow those in the United States under the Compact of Free Association (COFA) to serve as police officers, corrections officers and parole and probation officers. Current statutory language requires that applicants be citizens of the United States. COFA is a unique treaty between the United States and three island nations; Republic of the Marshall Islands, Federated States of Micronesia, and the Republic of Palau. Under the Compact, the Islanders from these nations are entitled to live, work and study in the United States.

DPSST hosted a training session for legislators a few weeks ago in partnership with the Oregon Association of Chiefs of Police, Oregon State Sheriff's Association, and Oregon Coalition of Police and Sheriffs (ORCOPS) to share information on use of force statutes and experiences. A similar session on electronics used in law enforcement investigations was planned for the end of January but was cancelled due to the weather. This session will be rescheduled for later in February.

2015-2017 Budget Update - DPSST has made a number of appearances at the Ways & Means Emergency Board (E-Board) over the past few months. Brian Henson and Denver Peterson appeared in December to request funds for replacement of the fire and life safety system on campus, funds for additional basic training classes, and for retroactive permission to apply for a FEMA Assistance to Firefighters Grant to replace the aging Mobile Fire Training Unit (MFTU). The E-Board approved funds for the emergency replacement of the fire and life safety system and the application for the FEMA grant. The E-Board was unable to take action on the funds for additional classes and directed the agency to return at the beginning of the 2017 legislative session to make the request. The E-Board is aware of the urgency of these additional funds and that additional classes to the basic training schedule at the Academy have been added to meet the current hiring trends.

2017-2019 Budget Update - DPSST was the first agency to appear at the Joint Public Safety Ways and Means Committee to share its 2017-2019 Agency Request Budget. DPSST has great discussion with members of the Committee. This is considered the Phase 1 process and some agencies may be requested back later in the session to provide additional information or to address additional questions. The second day of the testimony included public comment. OACP, OSSA, OFCA, OFDDA, PPB, LOC, AOC all provided testimony in support of DPSST's budget and mission. Several of these organizations, and others, submitted written testimony also. The budget presentation included an overview of the 5% reduction proposed by Governor Brown and the 15% reduction package requested by the Ways & Means Co-Chairs. Both reductions would reduce the number of classes DPSST offers and the number of part-time trainers we employ, No reductions of full-time personnel are included in either the 5% or 15% reductions Eriks thanked all of the stakeholders for their time and continued support.

The Oregon Criminal Justice Commission is hosting the 2017 Justice Reinvestment Summit at the Salem Convention Center on February 16 and 17. More than 1,000 participants have

registered to attend. DPSST is pleased to help sponsor this gathering and members of its Center for Policing Excellence will be giving a workshop on their efforts.

Because of the on-going hiring efforts of agencies statewide, DPSST will host another public safety career fair at the Oregon Public Safety Academy this year on March 30 and April 1. Last year's event was attended by more than 2,000 people of whom more than 500 were women.

The OACP-OSSA Mental Health Work Group has completed its work of developing recommendations for a statewide response framework and training for public safety first responders. The work group met for a number of months and included more than 40 participants from various agencies.

**Linsay Hale reported:**

The Board-approved housekeeping bill clarifying DPSST's fingerprinting authorities is moving forward in the process. The concept involves some minor housekeeping in which DPSST initiated the -1 amendment after it was recognized that there was a technical glitch in the language with respect to agencies that employ public safety personnel, sharing their personal documents with DPSST. Inadvertently the language excluded corrections and parole & probation agencies. DPSST was able to work with the Department of Justice and our counsel to clarify that this was an inadvertent error. All the civil immunities for the civil liability still apply, as the language will be cleaned up to clearly identify that the requirements are for every employer for public safety.

With regards to rule changes, the Board approved in January two rule changes that could impact the Corrections and Parole & Probation discipline. The first rule change relates to maintenance for Corrections and Parole & Probation. The recommendation that was approved by the Corrections Policy Committee was to adopt the same standard that Police uses which includes 84 hours every three years. The Board unanimously approved the rule change in January. The process will move forward and will open for public comment in March. If no public comments are received, the implementation of the rule would be approximately April 1, 2017. There is a grandfather clause that has been written into the rule which states it wouldn't be a formal requirement until January 1, 2020.

There was also a rule making process for the addition of Ethics Maintenance Training. This would include the addition of one hour annually of training to be completed. The rule went through the process including public comment and is ready to be filed. DPSST plans on doing out an outreach to agencies in the next coming months to prepare them for the upcoming changes.

The other rule change was related to the revocation/denial. One of the changes includes the opportunity to provide mitigation verbally to the policy committee. There have also been

some adjustments to a few of the definitions regarding the timelines when misconduct has occurred. There is also the opportunity for suspensions instead of the denying or revoking of certification. The rule will go through a public comment and officially begin on March 1, 2017. DPSST will be making sure the proposed changes have been shared with all interested parties, all agencies and our constituents and any concerns addressed. Linsay addressed with the new rule there could possibly be some cases brought forward on the next meeting that could be under the new standard or possibly the old standard.

The Professional Standards department is looking at the idea of having a Professional Standards Workshop. This would include individuals that deal with DPSST on a daily basis. The intent would be to provide a workshop that would provide information related to how DPSST works in relation to forms, revocation/denial and the Memorial Fund just to name a few. This would be marketed towards the administration and training individuals that deal with DPSST on a regular basis. Staff has created a list of the topics we believe individuals would like to learn more about, we are also putting together a survey monkey that will be available for constituent's to also provide feedback. The department is looking at a target date around spring.

There was discussion at the last Board meeting in regards to the printing of the policy books. It was presented to DPSST if there could be the possibility of putting together the option to distribute the books electronically. We are aware of individuals that would like to continue to receive the books, so we will continue to offer that as an option as well. We will also be exploring better ways to present information to the Board.

In regards to public records, as an agency DPSST is committed to transparency. DPSST will continue to work with our agency partners and our constituents to make sure we are complying with Oregon Public Records Law and the Oregon Public Meeting Law.

**12. Next Regularly Scheduled Meeting – May 9, 2017 @ 1:30 p.m.**

*\* All documents reviewed and discussed in this meeting are subject to Oregon Public Records Law (ORS 192.410 to ORS 192.505). These documents can be requested by contacting DPSST at [dpsst.records@state.or.us](mailto:dpsst.records@state.or.us).*