

# Public Safety Memorial Fund Board Minutes July 25, 2024

The Public Safety Memorial Fund Board held a special meeting on July 25, 2024, at the Department of Public Safety Standards and Training located at 4190 Aumsville Hwy SE Salem, Oregon. The meeting was called to order at approximately 10:22 a.m.

## **Committee Members:**

DaNeshia Barrett, Chair, Law Enforcement Representative  
Jennifer Cameron, Vice-Chair, Corrections Representative  
Matthew English, Corrections Representative  
Scotty Nowning, Law Enforcement Representative

## **Committee Members Absent:**

Maria Caballero Rubio, Public Member  
Chris Heppel, Fire Representative

## **DPSST Staff:**

Jennifer Howald, Administrative Rules Coordinator  
Juan Lopez, Executive Assistant to Kathy McAlpine  
Shelby Wright, Executive Assistant to the Director

## **Guests**

No guests attended this meeting

## **1. Introductions**

- *Chair DaNeshia Barret began the meeting by inviting everyone in attendance to state their name and position for the record.*

## **2. \*Approve June 10, and June 17, 2024, Meeting Minutes**

- *Chair Barrett made a motion to approve the minutes from the June 10, and June 17, 2024, Public Safety Memorial Fund Board meeting. Matt English seconded the motion. The vote was taken by roll call where the motion was carried with a unanimous vote.*

## **3. Budget Update**

Presented by Shelby Wright

- Members were provided with an updated copy of the PSMFB Executive Summary discussed in the June meetings. As of June, DPSST still has the approved \$25,000 benefit for certified fire professionals. This will be added to the agency's Benefits Provided record which specifies who has been given what over the last biennium.
- Under Analyst Notes one will note that DPSST started the biennium with an amount of \$385,497 which was a roll over from the previous biennium. Going into the 2023-2025

biennium, DPSST has a revenue of \$291,525 and an expenditure limitation of \$309,415. The latter amount is the agency's "available-to-spend" funds.

- In the Budget Summary under Other Funds, these amounts are all made up of CFA dollars. The Public Safety Memorial Fund Board is entirely funded by CFA at the moment, meaning DPSST will not use general or federal funds until we are told otherwise. Under the Through the Biennium category, it states that DPSST has spent 20% of its memorial funds within the last year. Under Treasury Summary, it states a balance in months, meaning the agency has 92 months to continue its current spending habits to last the duration of the biennium. Finally, there is an ending balance of \$478,633.

#### **4. \*John Christopher Kilcullen, DPSST #35147; Eugene Police Department;**

##### **Supplemental Application for Discretionary PSMF Benefits**

Presented by Shelby Wright

On April 22, 2011, Police Officer John Christopher Kilcullen was involved in a fatal incident in Springfield, Oregon. Officer Kilcullen was shot and later died from a gunshot wound received while performing his duties as a police officer for the City of Eugene.

On April 28, 2011, the Public Safety Memorial Fund Board (PSMFB) considered the initial application for PSMF benefits submitted by Kristie Sampson-Kilcullen, spouse of Officer Kilcullen. Ultimately the PSMFB determined that Officer Kilcullen's death was a qualifying death as defined by ORS 243.954. As a result, Kristie Sampson-Kilcullen was awarded the lump sum benefit of \$25,000.

Since 2011, Mrs. Sampson-Kilcullen has continually submitted supplemental applications for benefits requesting further reimbursement to continue health and dental coverage for herself and daughter(s), each of whom was approved by the PSMFB. On June 27, 2024, DPSST received Mrs. Sampson-Kilcullen's request for further reimbursement to continue health and dental coverage for her daughter for the months of July 2024 through December 2024 (6 months).

#### **Action Items**

Consider the application for supplemental benefits provided by Mrs. Sampson-Kilcullen and determine whether to award additional discretionary PSMF benefits to reimburse the cost of health and dental benefits for her daughter. The Board must also determine the amount, along with when it will be awarded.

- *Chair Barrett noted that based on her daughter's date of birth, she qualifies by age under ORS 243.956. Since 2011, approximately \$170,000 has been awarded to the family.*
- *Matt English asked if Mrs. Sampson-Kilcullen changed her name, to which Shelby Wright answered that she did not according to DPSST's records.*
- *Chair Barrett cited the alternative health coverage criteria outlined in ORS 243.956 (5)(a), "If alternative coverage is not provided, the board may award benefits to the family members of a public safety officer or, if a designation of beneficiary form has been completed under ORS 243.974..., to the designee, children and dependents of a public safety officer who has suffered a qualifying death or disability in an amount sufficient to*

*allow the recipients to purchase health and dental insurance comparable to that provided by the public safety officer; For five years or until the spouse remarries, whichever occurs first.”*

- *Chair Barrett was unsure if this statute would apply to the current dependent. Moreover, Chair Barrett also expressed doubt for a question on the Supplemental Application for Benefits that prompts applicants for information on availability of alternative health and dental coverage, and then asked to what extent are the members supposed to investigate whether applicants have access to other forms of insurance in order to save on PSMF expenditures.*
- *Administrative Rules Coordinator Jennifer Howald interjected that the relevant statute creates eligibility for the dependent. Furthermore, the alternative coverage is defined at the moment of death for the qualifying disability.*
- *Scotty Nowning motioned to approve and award benefits to Kristie Sampson-Kilcullen's daughter.*
- *Matt English asked for clarification on a bill for \$383. Shelby Wright pointed out that this is the cost per month for the daughter's medical and dental insurance. This amount is multiplied by six to reflect the total requested amount of \$2,298 for July through December 2024.*
- *Matt English seconded the motion. A vote was taken by roll call where the motion was carried with a unanimous vote.*
- *Matt English motioned to award the full requested amount of \$2,298 to Mrs. Sampson-Kilcullen. Jennifer Cameron seconded the motion. A vote was taken by roll call where the motion was carried with a unanimous vote.*

## **5. Public Safety Memorial Fund Board Oregon Administrative Rule (OAR) Change Update**

Presented by Jennifer Howald

Earlier in the year, DPSST filed a proposed change to codify the eligibility dates for regulatory specialists under Oregon Administrative Rule. This is the final update for it to be known that DPSST has completed the proposed Administrative Rule process. DPSST did not receive any comments, so given that the Board gave prior approval to move forward, the agency submitted the permanent rule change -- effective July 10<sup>th</sup>, 2024. The Administrative Rule is available for anyone to access.

## **6. Next Meeting – October 24, 2024, directly following the Board on Public Safety Standards and Training meeting at 9:00 a.m.**

*With no further items to discuss, Chair Barrett adjourned the meeting at approximately 10:40 a.m.*