

**Board on Public Safety Standards and Training
Executive Committee Meeting
Minutes
February 8th, 2007**

The Executive Committee of the Board on Public Safety Standards and Training held a teleconference on February 8th, 2007 at the Department of Public Safety Standards and Training. Bob Wolfe called the meeting to order at 1:36 p.m.

Attendees

Committee Members:

Harold Burke-Sivers, Chair of Private Security Policy Committee
Jim Whelan, Chair of Fire Policy Committee
Eric Swanson, Chair of Telecommunications Policy Committee
Bob Wolfe, Chair of Corrections Policy Committee and Board Vice-Chair

DPSST Staff:

John Minnis, Director
Eriks Gabliks, Deputy Director
Marilyn Lorange, Standard and Certification Supervisor
Charlene Barber, Executive Assistant



1. **Approval of November 9th, 2006 Meeting Minutes**

Eric Swanson moved to approve the minutes from the November 9th, 2006 Executive Committee meeting and Harold Burke-Sivers seconded the motion. The motion carried in a unanimous vote.

2. ***OAR 259-012-0035 – Proposed Administrative Rule Change**
Student Dismissal

Marilyn Lorange reviewed the request for the Executive Committee to approve adoption of a temporary rule while a proposed permanent rule makes its way through each of the Policy Committees and the Board. This rule change was proposed when a recent circumstance highlighted confusion in the current administrative rule regarding students appeal rights

when they are dismissed from the academy. Old rule language has provided for due process in a contested case hearing however, frequently when students are dismissed from the Academy they are also discharged from employment. As a result, they are not under DPSST jurisdiction so a contested case hearing can offer them no relief. The language has been in place since the Board conducted its' own case hearings. After conversation with the Department of Justice they recommended that this particular rule provision be removed and we clarify exactly what happens when a student is dismissed from the Academy. What happens when the conduct is such that there would be potential denial and revocation action and what happens if the student is dismissed but eligible to return to the Academy at a different date? This proposal would put a temporary rule in place so there are sound rules in effect while the permanent rule making process is underway.

Harold Burke-Sivers proposed that the committee recommend the filing of the proposed language of OAR 259-012-0035 to the Secretary of State as a temporary rule. Eric Swanson seconded the motion. The motion carried in a unanimous vote.

Eriks Gabliks brought forth the following DPSST updates.

❖ **DPSST budget to be presented in front of Ways and Means Committee next week.**

Tuesday John Minnis starts in from of the Ways and Means Committee by covering agency overview of key performance measures, programs and policy option packages that support requests. On Wednesday the committee with visit the DPSST facility for a tour. Final presentation and questions from the panel will be on Thursday. Eriks has gathered a constituent panel to testify on behalf of DPSST during this process.

❖ **Legislative and Bills**

One bill that is back this session is the Humane Society law enforcement bill which gives Humane Society investigators police powers that would be commissioned by DPSST. There are some fundamental disagreements since DPSST is not a commissioning agency for these officers. DPSST is working with the Humane Society on an agreement but there is not a revised amendment yet.

❖ **Tours at DPSST**

Senate Judiciary Committee visited last week for some hands on training on the range and on the driving track. House Judiciary Committee coming tomorrow. Senate and House Judiciary volunteered for SFST Wet Lab in March.

❖ **Board and Policy Committee members termed out or up for renewal.**

Twelve Board and Policy Committee members' terms are up for renewal or replacement. Bob Tardiff retired February 1st, 2007. Mike Healy is the nominee to replace Bob Tardiff on the Board as the representative of the Oregon Association of Chiefs of Police.

❖ **Work Groups**

There is a work group working on background investigation definition which impacts primarily criminal justice for now. Current administrative rules state there will be a background investigation, but doesn't define what the investigation should entail. Fire has a criminal convictions work group meeting to address this issue.

❖ **Rule Changes**

A number of rule changes that would impact DPSST went into place automatically since there was no public comment. Marilyn Lorance gives a brief listing of some of these rule changes: clarification of definitions of full time, seasonal and temporary employment; clarification on submission of fingerprinting; telecommunications medical standards; ORPAT; clarification of emergency medical dispatchers; clarifications of reporting for people on leave of absence; clarification for reporting maintenance training for police officers; obsolete language that led constituents to believe DPSST still had a course of accreditation function and certifying non mandated courses was removed; student conduct and Memorial Fund clarification. Rules are accessible through the DPSST web page.

John Minnis adds to DPSST update..

❖ **Governor Request**

The Governor has requested a list of capitol construction projects for next phase and DPSST looking for program increases in the future. DPSST should be done with all construction on site by June 30th, 2007 at the latest.

❖ **DPSST Visitors**

Chief of Staff Chip Terhune and Senior Policy Advisor Joe O'Leary will visit DPSST end of March.

❖ **Agenda Item for next Board Meeting**

An agenda item for the next Board meeting will be the Board Chair election.

❖ **Challenging 16 Week Curriculum**

John also made the committee aware that the issue of challenging the 16 week curriculum has come up. John is sending DPSST staff to California Command College and the Oregon Sheriff's Command College to get an assessment on what other states and programs are doing and how we can better improve programs here.

There being no further business to bring before the Committee, Bob Wolfe adjourned the meeting at 2:00pm.

