

MINUTES
North Carolina Criminal Justice
Education and Training Standards Commission

Planning & Standards Committee
August 21, 2014

The Planning & Standards (P&S) Committee of the North Carolina Criminal Justice Education and Training Standards Commission met at the Wake Technical Community College, Public Safety Center on August 21, 2014 at 10:30 am.

Committee Members Present

Commissioner John Glenn, Commission Chairman
Commissioner Allen Smith
Commissioner Bill Grey
Commissioner Jeff Welty
Commissioner Robert Myrick
Commissioner Tracy McPherson
Commissioner Steve Johnson

Guests Present

Julia Lohman, Sheriffs' Standards Division
Nathan Mizell, NC Training Officers' Association
Rick Comer, NC National Guard
Mark Loudon, NC National Guard

Staff Present

Steven Combs, CJ Standards Division
Trevor Allen, CJ Standards Division
Dawn Suffel, CJ Standards Division
Tim Pressley, CJ Standards Division

Call to Order

In the absence today of a current P&S Committee Chair or Vice-Chair, Commission Chairman John Glenn called the committee meeting to order and declared a quorum.

Election of P&S Committee Chairperson

Commission Chair John Glenn opened the floor for nominations for P&S Committee Chair. Commissioner Allen Smith nominated Commissioner Scott Cunningham for Committee Chair and nomination was seconded by Commissioner Robert Myrick. **Motion** to close the nominations and elect Commissioner Scott Cunningham as Committee Chair was made by Commissioner Robert Myrick and **seconded** by Commissioner Allen Smith. **Motion carried** unanimously.

Public Hearing - Rules Revisions

Commission Chair John Glenn called the Rule-Making Hearing to order. Minutes under separate cover.

Approval of the May 21, 2014 Minutes

Motion to approve was made by Commissioner Allen Smith and **seconded** by Commissioner Bill Grey. **Motion carried** unanimously.

Update on Recruitment/Retention Study

Commissioner Jeff Welty advised that he had had a number of guiding conversations with his university colleagues concerning research scope and staff involvement for such a study. Commissioner Welty stated that it is a reasonable opportunity for the committee to request support through the school. He went on to say that assuming a student would be interested in taking on the project the committee would be responsible for identifying study material and the student would be tasked with study development up to and including proper management and analysis of data collected.

Motion to move forward as presented was made by Commissioner Allen Smith and **seconded** by Commissioner Robert Myrick. **Motion carried** unanimously.

Rule Revisions Update

CJ staff member Trevor Allen updated the committee regarding rule changes in progress.

Other Business

None

Date of Next Meeting

The next scheduled meeting of the Planning & Standards Committee will begin at 10:30 a.m. on November 13, 2014 at the Wake Technical Community College, Public Safety Center.

Motion to Adjourn

Motion to adjourn was made by Commissioner Allen Smith and **seconded** by Commissioner Bill Grey. **Motion carried** unanimously.

**RULE-MAKING HEARING
RULES REVISIONS**

**North Carolina Criminal Justice
Education and Training Standards Commission**

August 21, 2014

Call to Order

The Planning & Standards (P&S) Committee of the North Carolina Criminal Justice Education and Training Standards Commission met at the Wake Technical Community College, Public Safety Center on August 21, 2014. This committee presided over the public Rule-Making Hearing with Commission Chairman John Glenn calling the hearing to order at 10:30 am. Mr. Glenn introduced Committee members and stated purpose of the Rule-making Hearing is to receive remarks from any persons interested in commenting on the proposed amendments to the Commission's Administrative Rules.

Committee Members Present

Commissioner John Glenn, Commission Chairman
Commissioner Allen Smith
Commissioner Bill Grey
Commissioner Jeff Welty
Commissioner Robert Myrick
Commissioner Tracy McPherson
Commissioner Steve Johnson

Guests Present

Julia Lohman, Sheriffs' Standards Division
Nathan Mizell, NC Training Officers' Association
Rick Comer, NC National Guard
Mark Loudon, NC National Guard

Staff Present

Steven Combs, CJ Standards Division
Trevor Allen, CJ Standards Division
Dawn Suffel, CJ Standards Division
Tim Pressley, CJ Standards Division

Commission Chairman John Glenn advised that proposed amendments would be read and, if needed, the amendments would be explained by a staff member. He stated that after the rules are presented and explained, any one wishing to comment would be allowed to do so. No written comments or objections were received by the Rule-Making Coordinator.

CJ Standards staff member Trevor Allen read into the record the proposed rule amendments as follows:

Proposed Amendments to Existing Rules

12 NCAC 09E .0105 – LAW ENFORCEMENT OFFICER’S IN-SERVICE TRAINING PROGRAM

Mr. Trevor Allen explained that this rule requires annual amendment in order to update the mandatory in-service training topics for law enforcement officers. Specific changes to the 2015 topics/rule include:

- 09E .0105 (a) (3) 2015 Juvenile Minority Sensitivity Training: What does it have to do with me? (2 credits)
- 09E .0105 (a) (4) 2015 Domestic Violence: Teen Dating Violence (changed from 4 credits to 2 credits)
- 09E .0105 (a) (5) 2015 Department Topics of Choice (changed from 8 credits to 10 credits)

Motion to adopt was made by Commissioner Allen Smith; **seconded** by Commissioner Steve Johnson. **Motion carried** unanimously.

- 12 NCAC 09B .0202 – RESPONSIBILITIES OF THE SCHOOL DIRECTOR**
- 12 NCAC 09B .0205 – BASIC LAW ENFORCEMENT TRAINING**
- 12 NCAC 09B .0209 – CRIMINAL JUSTICE INSTRUCTOR TRAINING**
- 12 NCAC 09B .0226 – SPECIALIZED FIREARMS INSTRUCTOR TRAINING**
- 12 NCAC 09B .0227 – SPECIALIZED DRIVER INSTRUCTOR TRAINING**
- 12 NCAC 09B .0232 – SPECIALIZED SUBJECT CONTROL ARREST TECHNIQUES INSTRUCTOR TRAINING**
- 12 NCAC 09B .0233 – SPECIALIZED PHYSICAL FITNESS INSTRUCTOR TRAINING**
- 12 NCAC 09B .0302 – GENERAL INSTRUCTOR CERTIFICATION**
- 12 NCAC 09B .0304 – SPECIALIZED INSTRUCTOR CERTIFICATION**
- 12 NCAC 09B .0401 – TIME REQUIREMENT FOR COMPLETION OF TRAINING**
- 12 NCAC 09B .0406 – COMPREHENSIVE WRITTEN EXAMINATION – BASIC LAW ENFORCEMENT TRAINING**
- 12 NCAC 09B .0408 – COMPREHENSIVE WRITTEN EXAMINATION – BASIC SMI TRAINING**
- 12 NCAC 09B .0413 – COMPREHENSIVE WRITTEN EXAMINATION – INSTRUCTOR TRAINING**
- 12 NCAC 09B .0414 – COMPREHENSIVE WRITTEN EXAMINATION – SPECIALIZED INSTRUCTOR TRAINING**
- 12 NCAC 09B .0416 – SATISFACTION OF MINIMUM TRAINING – SMI INSTRUCTOR**
- 12 NCAC 09C .0211 – PRE-DELIVERY REPORT OF TRAINING COURSE PRESENTATION**
- 12 NCAC 09C .0403 – REPORTS OF TRAINING COURSE PRESENTATION AND COMPLETION**
- 12 NCAC 09G .0308 – GENERAL INSTRUCTOR CERTIFICATION**
- 12 NCAC 09G .0314 – COMPREHENSIVE WRITTEN EXAMINATION – INSTRUCTOR TRAINING**
- 12 NCAC 09G .0414 – INSTRUCTOR TRAINING**

Mr. Trevor Allen advised that proposed amendments revise language in the aforementioned twenty (20) rules removing the comprehensive written exam from the curricula of all Commission courses. Successful passing of the exam would still be required for certification as officers, instructors, or SMI operators, but removed as part of the individual training courses.

Commissioner Tracy McPherson, on behalf of the NC Community College System Office, requested that the Commission specify a January 1, 2015 implementation date and any change would apply to courses started on or after that date to allow time to make revisions to program requirements.

Mr. Trevor Allen recapped that rule revisions remove exam responsibility of the school director for instructor courses, establish a sixty (60) day time period each for taking the exam and for retest, and establish a January 1, 2015 implementation date.

Motion to adopt was made by Commissioner Robert Myrick and **seconded** by Commissioner Allen Smith. **Motion carried** unanimously.

12 NCAC 09B .0403 – EVALUATION OF TRAINING WAIVER

Mr. Trevor Allen explained that proposed amendments to this rule involve 4 specific changes –

- Incorporates the requirements of NCGS 93B-15.1 regarding certification of separated military members and military spouses,
- Revises language specifying the 30-day extension period be from the 1-year anniversary date of the successful completion of the state exam,
- Defines language concerning the 96-hour legal block of training for transfer applicants, and
- Defines In-Service training requirements for active duty, guard, and reserve military members in order to return to active criminal justice status.

Rick Comer of the NC National Guard petitioned the committee concerning Rule .0403 as how it relates to Guard folks coming off active duty. He presented results (identified from an assessment conducted within the Guard) involving military experience and training and appealed for credit to civilian training. Mr. Comer seeks Commission approval of an accelerated BLET program for Guard folks who wish to land law enforcement jobs in the public sector.

CJ Standards Director Steven Combs advised that staff is currently tasked with an extensive evaluation concerning training and transferability of military personnel while considering all six branches of military. Findings are anticipated before the end of the year.

Motion to adopt amendments as described was made by Commissioner Steve Johnson and **seconded** by Commissioner Robert Myrick. **Motion carried** unanimously.

12 NCAC 09F .0102 – TOPICAL AREAS (CONCEALED CARRY HANDGUN TRAINING)

Mr. Trevor Allen explained that amendment to this rule clarifies language of objectives within the ‘Legal Issues’ section of CCH training requirements and removes the condition that only the lesson plan developed by the NC Justice Academy be used for training purposes.

Motion to adopt was made by Commissioner Robert Myrick; **seconded** by Commissioner Allen Smith. **Motion carried** unanimously.

This concludes the Rule-Making Hearing.