

**COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING
REGULAR MEETING
OBNDH Headquarters, 419 NE 38th Terrace, OKC, OK 73105
April 17, 2013
MINUTES**

MEMBERS PRESENT:

Sheriff John Whetsel, Oklahoma County
Major Todd Blish, Oklahoma Highway Patrol
Chief Byron Cox, Weatherford Police Dept.
Director Stan Florence, O.S.B.I.
Sheriff Ken Grace, Carter County
Director Jason O'Neal, BIA
Chief Bob Ricks, Edmond Police Dept.
Chief Michael Robinson, O.S.U. DPS
Sgt. Jason Smith, F.O.P.
Director Darrell Weaver, Oklahoma Bureau of
Narcotics

STAFF PRESENT:

Steve Emmons, Executive Director
Charles Gerhart, Assistant Director
Chris Sutterfield, Chief of Operations
Laurie Schweinle, Recording Secretary

MEMBERS ABSENT:

Director Norman McNickle, Dept. of Public Safety,
City of Stillwater
Chief Bill City, Oklahoma City Police Dept.

GUESTS:

Chief Liz Woollen, OU Police Dept.
Chief Keith Humphrey, Norman P.D.
Chief Don Sweger, Bristow Police Dept.

1. Call Meeting to Order

Vice-Chairman Whetsel called the meeting to order at 10:07 a.m.

2. Approval of Minutes

There was no discussion.

Action Taken: Director Darrell Weaver made a motion to approve the minutes of the January 23, 2013, regular meeting as written. Chief Michael Robinson seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

Chief Byron Cox made a motion to approve the minutes of the March 12, 2013, special meeting as written. Chief Michael Robinson seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith

voted yes. Director Weaver abstained. The motion carried 9-0.

3. Council Composition

There was no discussion.

4. Advisory Council Report

Chief Cox asked what the status of the Advisory Council is. Director Emmons responded that it was not clear at this time. House Bill 1470 is still in the Appropriations Committee. Director Weaver suggested having a contingency plan in place in case the Advisory Council is eliminated. Director Emmons advised that CLEET plans to hold regional meetings if that happened in order to obtain input from around the state.

Action Taken: Chief Michael Robinson made a motion to accept the Advisory Council report. Chief Byron Cox seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

5. Advisory Council Composition

There was no discussion.

Action Taken: Chief Byron Cox made a motion to reappoint Captain Blake Green, Norman Police Department, and Mr. Jerry Mayfield, Department of Corrections, to the Advisory Council. Director Jason O'Neal seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

6. Private Security Advisory Committee (PSAC) Report

Director Emmons advised members that the bill CLEET proposed to help with the funding problem in the Private Security Division was not heard by the committee. He also advised that the funding would be there through the end of this fiscal year, but there could be problems during the new fiscal year. He told members that one solution might be to transfer an employee to another department temporarily but that this could impact turnaround on licenses.

Action Taken: Chief Bob Ricks made a motion to accept the PSAC report. Major Todd Blish seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

7. Curriculum Review Board Report

Sheriff Whetsel commented that he was pleased to see discussion on humanizing the language taught to officers. Director Emmons advised members that several blocks of instruction had been cleaned up as far as proofreading and obvious errors being corrected. He also advised

that the curriculum updates were progressing faster than before.

Action Taken: Chief Michael Robinson made a motion to accept the Curriculum Review Board report. Director Darrell Weaver seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

8. Proposed Changes to Exclusionary Rule Performance Objectives

Director Emmons advised members that James Wilson, CLEET General Counsel, had added some new case law to the performance objectives and also Oklahoma court decisions regarding the exclusionary rule. He also advised members that one case had been removed.

Action Taken: Chief Byron Cox made a motion to approve the proposed changes to the Exclusionary Rule Performance Objectives. Chief Bob Ricks seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

9. Consider Action to Add, Delete, or Modify Item(s) in the Oklahoma Drug Dog Standards and Guidelines

Chris Sutterfield, CLEET Chief of Operations, explained to members that the proposed changes would allow electronic collars on animals during certification tests as they are often used for obedience but that the collar cannot be used to aid the animal in finding a sample. Sheriff Whetsel asked if the animal must be retrained after failing their third attempt. Mr. Sutterfield responded that they would not be allowed to test again until after retraining and that no self-training would be allowed.

Action Taken: Director Stan Florence made a motion to approve the proposed changes to the Oklahoma Drug Dog Standards and Guidelines. Sgt. Jason Smith seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

10. CLEET Financial Report

Director Emmons advised members that 86% of CLEET's budget had been expended at this time. He reported that was on track to finish out the fiscal year. Chief Cox asked when CLEET might know what their appropriations would be. Director Emmons replied that is usually announced near the end of May.

Action Taken: Director Darrell Weaver made a motion to accept the CLEET Financial Report. Chief Byron Cox seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

11. Academy Cities Discussion Proposed by Chief of Police Liz Woolen, University of Oklahoma Police Department

Director Emmons introduced Chief Woollen, OUPD, and Chief Keith Humphrey, Norman PD, and explained that this item had been requested to discuss whether OUPD officers could attend Norman PD's basic academy.

Chief Woollen addressed members regarding her desire for OUPD-Norman campus officers needing certification to be allowed to attend Norman Police Department's Basic Academy. She stated that OU and Norman officers frequently work together and respond to the same calls, and that it was her belief that strong bonds are formed during the academy, which would be beneficial to the working relationship between OU and Norman's departments. She advised members that the Norman academy could also benefit OU officers in teaching them about the specific needs of their community, which they do not receive at the CLEET academy. She stated that if this were allowed it would be revenue neutral to CLEET as OUPD writes City of Norman tickets and there would also not be the cost of room and board to CLEET. Chief Woollen advised members that this would not be setting a precedent as OU's officers used to attend Norman's academy in the past. She also told members that OU and Norman PD have multiple joint teams, including SWAT, Honor Guard, and Accident Investigations and have also recently combined their dispatch. She then told members that because Norman PD and OUPD have to collaborate so often, it would be helpful to them to start with a strong foundation that can be gained during academy training. Chief Humphrey concurred with Chief Woollen's statements and added that Norman PD has an outstanding relationship with OUPD.

Director Weaver inquired how many officers OU has requiring certification annually. Chief Woollen responded they typically have under five people. Chief Ricks asked how many officers OU is allotted. Chief Woollen responded they are allowed forty officers. Director Weaver asked when this was done in the past. Chief Woollen replied it was last done in the 1980s.

Chief Robinson asked if a rules change would be required to make this happen and if it was already prohibited. Director Emmons replied that it would require a rules change, so the earliest it could happen would be next year. Chris Sutterfield, CLEET Chief of Operations, stated that the rules regarding Academy Cities state the training is for that department's personnel only. Sgt. Smith asked if OU officers hold a dual commission. Chief Woollen replied that, yes, they have a dual commission with the state. Chief Robinson inquired about financial compensation. Chief Woollen explained that OUPD would compensate the city for the training and that it would actually cost OU more to send their officers to Norman's academy.

Chief Ricks commented that the UCO and Edmond officers have a language and cultural gap due to not being trained together. Sheriff Whetsel expressed his support if the campus is located within city limits and asked when Norman's next academy would be. Chief Humphrey replied that they were holding an academy currently and would start a new one in October. Sheriff Whetsel said that CLEET staff should have time to review the question.

Chief Woolleen stated that other academy cities may not want to train campus officers in their city limits. Chief Cox pointed out that doing this would open it up to any Academy City. Chief Robinson stated that he felt the rule would need to be carefully worded to prevent any problems. Director Florence expressed concern at setting a precedent but had no problem with

the idea and advised Chief Woollen to develop a written proposal that could be voted on and be part of the record. He stated that it may be a good idea to look at these requests on a case by case basis. Chief Woollen stated that this would only be for higher education institutions.

Members then had a general discussion about the possibility of regional academies resulting from this proposed change and what that could mean for the future of CLEET. Director Emmons said that the language would have to be looked at carefully and would probably require a statement requiring students from the outside agency to attend the entire City Academy since they are typically longer than CLEET's academy.

Chris Sutterfield advised that the statute only says that the Council will promulgate rules. Sheriff Whetsel suggested Chief Ricks, Chief Robinson, and Director McNickle work with CLEET staff to develop a proposal for the Council to vote on and to also look for the potential cons associated with implementing this.

Chief Woollen and Chief Humphrey left the meeting at 11:00 a.m.

Action Taken: Chief Bob Ricks made a motion to establish a subcommittee consisting of Chief Michael Robinson, Director Norman McNickle, and Chief Bob Ricks to work with CLEET staff to develop a proposal to allow campus police departments of higher education institutes to attend an Academy City if located within that city. Director Stan Florence seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted no. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 9-1.

12. Divisional Reports

Director Emmons advised members that enrollment in CLEET's Basic Academy is up, and the next two academies are already full.

13. Actions Against Peace Officers

A general discussion was had by members on the issues associated with fire marshals being commissioned peace officers and how much authority the commissioning agency has over them. Director Emmons advised members that CLEET has the same administrative power over fire marshals as any other peace officer.

14. Legislative/Rule Changes Update

Director Emmons advised members that Senate Bill 82 may be active again. He also advised members that Senate Bill 398, which would create a "bridge" academy for reserve officers seeking full-time certification, had passed the Senate and was headed to the Governor next. He reported that Senate Bill 408, which would make the reciprocity and refresher courses the same class, was still in the Senate and that legislators were considering adding language to it regarding teachers carrying firearms in schools. Director Emmons advised that if that language is added, the whole bill may be lost but that it is a low priority bill for CLEET.

15. Director's Report

Director Emmons advised members that CLEET is planning to hold a weeklong training event at Moore-Norman Technology Center on September 9-13, 2013. He advised members that there would be a management track, investigation track, Basic Instructor Development, ALERRT class, as well as NCBRT courses. He reported that enrollment would be set up through the CLEET website as with any other course. He also advised members that this would become an annual event for officers to get their training, and if it goes well in the fall, that CLEET would consider holding one in northeast Oklahoma in the spring. He also advised that, if possible, there would be a field exercise at the OU football game that Saturday.

Director Emmons reported to members that the money had been received for the track and parking lot repairs. He also advised them that the Oklahoma Law Enforcement Alliance has been reorganized and is holding meetings again.

Action Taken: Chief Byron Cox made a motion to accept the Director's report. Chief Bob Ricks seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

16. New Business

There was no discussion.

17. Adjournment

Action Taken: Chief Bob Ricks made a motion to adjourn the meeting. Director Jason O'Neal seconded the motion. Sheriff Whetsel voted yes. Major Blish vote yes. Chief Cox voted yes. Director Florence voted yes. Sheriff Grace voted yes. Director O'Neal voted yes. Chief Ricks voted yes. Chief Robinson voted yes. Sgt. Smith voted yes. Director Weaver voted yes. The motion carried 10-0.

The meeting adjourned at 11:24 a.m.