

**COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING
REGULAR MEETING
Forensic Science Institute, 801 E. 2nd Street, Edmond, OK 73034
October 17, 2012
MINUTES**

MEMBERS PRESENT:

Director Norman McNickle, Dept. of Public Safety,
City of Stillwater
Sheriff John Whetsel, Oklahoma County
Major Todd Blish, Oklahoma Highway Patrol
Chief Bill Citty, Oklahoma City Police Dept.
Chief Byron Cox, Weatherford Police Dept.
Director Stan Florence, O.S.B.I.
Chief Bob Ricks, Edmond Police Dept.
Chief Michael Robinson, O.S.U. DPS
Mr. Ed Smith, East Central University
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:

Jason O'Neal, BIA
Sgt. Jason Smith, F.O.P.
Sheriff Bob Wilder, Marshall County

GUESTS:

Jim Carroll, PSAC

1. Call Meeting to Order

Chairman Norman McNickle called the meeting to order at 10:04 a.m. Roll was taken; ten members were present representing a quorum.

2. Approval of Minutes

There was no discussion.

Action Taken: Chief Ricks made a motion to approve the minutes of the July 18, 2012, regular Council meeting as written. Director Weaver seconded the motion. The motion carried unanimously, 10-0.

3. Advisory Council Report

There was no discussion.

Action Taken: Chief Cox made a motion to accept the report. Chief Robinson seconded the motion. The motion carried unanimously, 10-0.

4. **Advisory Council Composition**

There was no discussion.

Action Taken: Director Weaver made a motion to approve the reappointment of Captain Steve Pelto and Lieutenant Brent Sugg to the CLEET Advisory Council. Sheriff Whetsel seconded the motion. The motion carried unanimously, 10-0.

5. **Private Security Advisory Committee (PSAC) Report**

Chairman McNickle advised Council members of Mr. Jim Carroll's resignation from the Private Security Advisory Committee (PSAC), effective after the March 2013 meeting. Mr. Jim Carroll addressed members and thanked them for allowing him to serve. He also informed members that the bounty hunter bill would be back in legislation this year and that PSAC is in the process of revising the private security training manuals.

Council members thanked Mr. Carroll for his service on PSAC.

Action Taken: Chief Robinson made a motion to accept the report. Chief Ricks seconded the motion. The motion carried unanimously, 10-0.

6. **Curriculum Review Board Report**

There was no discussion.

Action Taken: Sheriff Whetsel made a motion to accept the Curriculum Review Board report. Chief City seconded the motion. The motion carried unanimously, 10-0.

7. **Curriculum Review Board Composition**

There was no discussion.

Action Taken: Chief Robinson made a motion to appoint Major Bill Weaver to the Curriculum Review Board. Sheriff Whetsel seconded the motion. The motion carried unanimously, 10-0.

8. **Drug Dog Advisory Council Report**

Chairman McNickle asked if the Drug Dog Advisory Council was considering pursuing legislation for patrol dogs. Chris Sutterfield replied that they had decided to solicit for policies from other agencies before making that decision.

Sheriff Whetsel expressed his concern for having to ask the legislature to consider this issue. Director Weaver asked if there would be any way to enforce this potential standard for patrol dogs if it was included in CLEET's administrative rules. Chris Sutterfield replied that it might be possible as he believes there is a statute that designates canines as commissioned peace officers.

Action Taken: Director Florence made a motion to accept the report. Chief Ricks seconded the motion. The motion carried unanimously, 10-0.

9. Drug Dog Advisory Council Composition

There was no discussion.

Action Taken: Major Blish made a motion reappointing Agent Cindy Cunningham and Sergeant David Rivers and appointing Trooper Lance Schroyer to the Drug Dog Advisory Council. Chief Cox seconded the motion. The motion carried unanimously, 10-0.

10. CLEET Financial Report

Chairman McNickle left the meeting at 10:22 a.m.

Director Emmons updated members with CLEET's financial report. He advised that the budget request had been submitted and that CLEET is asking the legislature for funds for operational needs, replacement of LEDT vehicles, new database to replace BIM and possibly a part-time IT employee, employee raises, travel expenses, and an increase in instructors.

Chairman McNickle returned to the meeting at 10:24 a.m.

Sheriff Whetsel left the meeting at 10:29 a.m.

Assistant Director Gerhart advised members CLEET's carryover funds are down \$63-64,000 from last year and that these are used mainly to pay utilities. He also reported that CLEET plans to ask for supplemental funds in February for the Private Security Division.

Sheriff Whetsel returned at 10:32 a.m. Director Weaver left the meeting at 10:32 a.m.

At this time Dwight Adams, Director of the Forensic Science Institute at UCO, stepped in to thank Council members for choosing their facility to have the meeting.

Chief Ricks asked if the IT consolidation was having an effect on CLEET. Director Emmons responded that it had not been too significant yet. Assistant Director Gerhart advised that the 4% overhead had been reduced and also that CLEET's IT had not been completely consolidated yet.

Director Weaver returned at 10:35 a.m.

Action Taken: Director Florence made a motion to accept the financial report. Chief Cox seconded the motion. The motion carried unanimously, 10-0.

11. Mental Health Curriculum

Sheriff Whetsel said he felt the curriculum changes were complete and well done. Chairman McNickle thanked the Curriculum Review Board for their work.

Action Taken: Sheriff Whetsel made a motion to approve the changes to the mental health

curriculum. Chief Citty seconded the motion. The motion carried unanimously, 10-0.

12. Law Enforcement Instructor Certification and Training

Director Emmons advised Council members that there was still a lot of discussion about how specialized instructor schools could be done by agencies other than CLEET. He said CLEET instructors are using any free time they have away from the Basic Academy to teach these schools and are unable to take vacation but that CLEET will still need to oversee this training. He also advised that one of the biggest concerns is that CLEET will become less important for training.

Director Emmons also reported to Council members that CLEET would like to see this change, if implemented, bring instructors back to CLEET to maintain their certification and ensure that they are teaching the most current curriculum. This could also alleviate some of the problems CLEET has with obtaining adjuncts to help with the Basic Academy.

Chief Ricks advised that if instructors were to have to come back to CLEET to maintain their certification that it be more flexible and not a demand and that CLEET could also come up with a plan for this with the Academy Cities. Director Emmons agreed that it would not be a demand and that CLEET would be flexible on when they came back to teach at CLEET. He also advised members that part of the need for this is many instructors never use their certification to teach.

Director Emmons then told Council members that it would mean a lot of work but that he would like to hear what the Council would like to see done. Sheriff Whetsel suggested having CLEET staff review the certification process and then present the review to Council members. Director Florence suggested doing something similar to a concept paper on the idea of how to accomplish this change and then bring that back to the Council for approval. He also suggested this could be a general idea that could apply to all areas but it might be helpful to prioritize each instructor certification as this is worked on.

Action Taken: Sheriff Whetsel made a motion to table this item and direct staff to review the certification process for specialized instructors. Mr. Smith seconded the motion. The motion carried unanimously, 10-0.

13. Update on Safe Room Capital Project

Assistant Director Gerhart updated Council members on the status of CLEET's safe room project. He reported that he had received a reasonable cost estimate, which would allow CLEET to move forward with this process. He also advised that he was not yet sure what savings we may have with the refunding.

14. Consolidation of Boards by Governor Fallin

Director Emmons advised Council members that he had been contacted by Governor Fallin's office about reducing the number of governing boards for state agencies and was asked to provide more information about CLEET's advisory boards.

15. Oklahoma Army National Guard Request to Rent Portions of Facility

Director Emmons advised Council members that the Oklahoma Army National Guard had requested to lease portions of the CLEET facility for a period of twelve months beginning December 1, 2012, while their armory is being remodeled. Areas that they would need access to include a classroom, the multi-purpose room, cafeteria, and locker room.

Chris Sutterfield reported that they would also have 16-18 personnel renting office space at CLEET, would need a place to secure their firearms and approximately seventy vehicles. They would be at CLEET one weekend per month for exercises and all the money would go into the revolving fund.

Chief City left the meeting at 11:23 a.m.

Members expressed concern about doing this if it would compromise the Basic Academy in any way and asked Director Emmons if he was in favor of doing this. Director Emmons replied that he wanted more information before making a decision.

Chief City returned to the meeting at 11:27 a.m.

Chairman McNickle left the meeting at 11:28 a.m.

Action Taken: Chief Ricks made a motion to allow Director Emmons to move forward at his discretion. Director Florence seconded the motion. The motion carried unanimously, 10-0.

16. Divisional Reports

There was no discussion.

Chairman McNickle returned to the meeting at 11:30 a.m. Director Florence left the meeting at 11:30 a.m.

17. Actions Against Peace Officers

There was no discussion.

Director Florence returned to the meeting at 11:32 a.m.

18. Legislative/Rule Change Update

Director Emmons advised members that CLEET had been having meetings regarding potential rule changes and legislation. Among those items discussed were finding a way to make the Private Security Division self-sufficient and also potential legislation by the Oklahoma Sheriff's Association related to a statute requiring new deputies without their basic certification to ride with a certified full-time officer until they receive training.

Director Emmons reported to members that CLEET would like to add a statement to the administrative rules clarifying that military training is not considered federal law enforcement employment, including military police training.

Director Emmons then advised members that CLEET would also like to add more requirements to the director's ability to grant a waiver for training for those requesting reciprocity. Those requesting reciprocity would be required to attend the legal block at CLEET and also the

refresher class if they have been out of law enforcement over five years.

Director Emmons also advised that CLEET is looking at cleaning up some of the language in the section of the rules that deals with the Collegiate Officer Program.

19. Director's Report

Director Emmons advised members that CLEET had been going to regional meetings again. He also informed members of Vince O'Neill's retirement and that his position was currently vacant. Director Emmons then reported that CLEET had hired Greg Evans as an instructor and Tami Burnett as the new Curriculum Specialist. He also advised members that there was potential legislation related to evidence based domestic violence and human trafficking but that it did not appear to be directed toward CLEET at this time. He then reported that James Wilson, CLEET General Counsel, was traveling throughout the state and providing officers with an update on the unconcealed carry law going into effect November 1. Director Emmons also reported that CLEET had submitted its updated strategic plan and that there were no major changes.

20. Proposed Executive Session to include matters pursuant to 25 O.S. 1995, Section 307(B)(4): "Confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest."

Action Taken: A motion was made to go into Executive Session by Chief Cox, seconded by Chief Ricks. The motion carried unanimously, 10-0.

21. Resume Meeting Following Executive Session

Action Taken: Major Blish made a motion to return to exit the executive session and return to regular session. Sheriff Whetsel seconded the motion. The motion carried unanimously, 10-0.

22. Proposed 2013 Council Meeting Dates

Action Taken: Chief Cox made a motion to approve the meeting dates as presented with the only change being to move the January 16, 2013, meeting to January 23, 2013. Director Weaver seconded the motion. The motion carried unanimously, 10-0.

23. New Business

There was no discussion.

24. Adjournment

Action Taken: Chief Cox made a motion to adjourn the meeting. Sheriff Whetsel seconded the motion. The motion carried unanimously, 10-0.

The meeting adjourned at 12:03 p.m.