

**NORTH CAROLINA CRIMINAL JUSTICE
EDUCATION AND TRAINING STANDARDS COMMISSION**

MINUTES

DATE: February 12, 2016

TIME: 9:00 A.M.

LOCATION: Wake Technical Community College - Public Safety Education Campus
Raleigh, North Carolina

SUBMITTED BY: Steven G. Combs
Director

MEMBERS PRESENT

Mr. Eddie Caldwell
Chief Bill Hollingsed
Chief Scott Cunningham
Captain Lee Farnsworth
Ms. Robin Pendergraft
Mr. Charles Walston
Captain Marianne Bond
Mr. Allen Smith
Chief Tim Ledford
Mr. Nathan Mizell
Mr. Ray Davis
Mayor Bobby Kilgore
Mr. Gregory Baker
Chief Tim Hayworth
Ms. Angela Williams
Ms. Tracy McPherson
Mr. Trey Robison
Lieutenant Yolanda Sparrow
Mr. James Fisher-Davis
Chief Harold Medlock
Mr. Steve Johnson
Ms. Teresa Jardon
Mr. Richard Epley
Mr. Michael Slagle
Chief Ron Parrish
Chief James Moore
Sergeant Ricky Parks
Mr. David Dail

MEMBERS ABSENT

Colonel Bill Grey
Dr. Robert Ruth
Mr. Brent Herron
Mr. Jeff Welty
Mr. B. W. Collier

I. CALL TO ORDER

Commission Chairman Bill Hollingsed called the meeting to order. He declared that a quorum was present and welcomed all visitors to the Commission meeting. Commission Chairman Hollingsed read the Ethics Responsibility into the minutes.

Commission Chairman Hollingsed personally thanked Ms. Joleigh Kelley for hosting the Commission at the Wake Technical Community College Public Safety Education Campus.

**II. AWARDING OF ADVANCED CERTIFICATES
[Agenda Memorandum No. 01-16]**

Commission Chairman Hollingsed reported that staff had evaluated the applications of all eighty-eight (88) candidates. There were seventy-nine (79) candidates for the Advanced Law Enforcement Certificate and nine (9) candidates for the Advanced Criminal Justice Certificate. He noted that each of these applicants had met the requirements to receive the Advanced Certificate and the Advanced Certificate pin.

MOTION was made by Commissioner Eddie Caldwell that the Commission award the Advanced Law Enforcement Certificate or Advanced Criminal Justice Certificate to each named individual. The MOTION was seconded by Commissioner James Fisher-Davis and carried unanimously.

The following individuals were present to personally receive their Advanced Law Enforcement and Advanced Criminal Justice Certificates:

- Paul D. McLawhorn Farmville Police Department
Presented by Chief Donnie Greene

- Lee Von Hicks Fayetteville Police Department
Presented by Chief Harold Medlock

- Jeremy F. Holt Fayetteville Police Department
Presented by Chief Medlock

- Kelvin Raynor North Carolina Central University
Presented by Chief Odetta Johnson

- Thomas A. Verrault North Carolina Central University
Presented by Chief Johnson

- Francisco Flores, Jr. North Carolina General Assembly
Presented by Lieutenant Martin Brock

- James Kevin Mitchell Northwest Police Department
Presented by Commissioner Hollingsed

- Spencer Cline Newton Police Department
Presented by Commissioner Hollingsed

- Brandon J. High Wake Forest Police Department
Presented by Commissioner Hollingsed

- Sterling Miles NCDPS/Division of Adult Correction
Presented by Sergeant David Muller, Roberta Scott

- Timosha A. Williams Raleigh Police Department
Presented by Lieutenant D. Knuckles

III. MINUTES OF NOVEMBER 20, 2015 MEETING

Commission Chairman Hollingsed entertained a motion to approve the minutes of the previous Commission meeting.

MOTION was made by Commissioner Tim Ledford that the Commission approve the minutes of the November 20, 2015 meeting as mailed. The MOTION was seconded by Commissioner Harold Medlock and carried unanimously.

IV. STANDING COMMITTEE REPORTS

A. Executive Committee - Chairman Eddie Caldwell

Chairman Caldwell reported that the Executive Committee met on Thursday, February 11, 2016, at the Wake Technical Community College Public Safety Training Center in Raleigh.

Chairman Caldwell asked Director Combs to give an update on the Criminal Justice Standards Division. A copy of his written report is attached.

Next, Chairman Caldwell asked Director Mark Strickland to give an update on the Justice Academy. A copy of his written report is attached.

B. Education and Training Committee – Chairperson Robin Pendergraft

Chairperson Pendergraft reported that the Education and Training Committee met on Wednesday, February 10, 2016 at Wake Technical Community College, Raleigh, North Carolina.

Chairperson Pendergraft presented the proposed rule/law changes to the following: 12 NCAC 09B .0302 – General Instructor Certification (a)(1)(B); 12 NCAC 09G .0308 – General Instructor Certification (a)(1)(B); 12 NCAC 09B .0303 – Terms and Conditions of General Instructor Certification; 12 NCAC 09G .0309 – Terms and Conditions of General Instructor Certification and G.S. 17C-6 – Powers of Commission. After discussion from everyone, the Committee tabled this request until the next meeting in May.

Chairperson Pendergraft reported that on behalf of the Joint In-Service Training Committee, Mr. Bill DuBois with the North Carolina Justice Academy presented the approved recommended training objectives for the 2017 In-Service Training topics. The Joint In-Service Training Committee met on January 28, 2016 and finalized the training objectives. Mr. DuBois requested approval of the training objectives as presented. The Committee approved this request.

Chairperson Pendergraft reported that on behalf of the School Accreditation Subcommittee, Deputy Director Trevor Allen with Criminal Justice Standards Division, recommended accreditation and reaccreditation of the following institutions: Isothermal Community College – BLET – renewal and General Instructor; Sanford Police Department – Speed Measuring Instruments – renewal; South Piedmont Community College – BLET – renewal; Caldwell Community College – Speed Measuring Instruments – accreditation; Samarcand Training Academy – Basic Correctional Officer, Probation/Parole Officer, Juvenile Justice Officer, Juvenile Court Counselor and Specialized Instructor (DOC) – accreditation. The Education and Training Committee approved this request.

Mr. Charles Walston requested pilot authority for one year to discontinue the use of the “inverted finger technique” from the Restraints, Controls and Defensive Techniques (RCDT) block of instruction of the Juvenile Justice Common Core curriculum for Juvenile Justice Officer and Juvenile Court Counselors and Chief Court Counselors. He asked to discontinue use for the Juvenile Justice Specialized Instructor Training – Restraints, Controls and Defensive Techniques (RCDT) curriculum. The Committee approved the request.

Mr. Marty McNeely, North Carolina Department of Public Safety, briefed the Committee on a minor revision made to the Basic Correctional Officer, Basic Probation/Parole Officer and Basic Juvenile Justice training curriculum. He explained that the change would mirror a change in Adult/Infant CPR training. The American Heart Association curriculum, effective February 2016, will change the compression rate to "100-120/minute." This rate formerly reads "100/minute." This change has no impact on the content or delivery hours, or any wording or objectives.

Additionally, Mr. McNeely briefed the Committee by stating that Office of Staff Development and Training has asked to withdraw the previously submitted two hour lesson plan "Concealed Carry Handgun Legal Considerations for Certified Correctional Staff".

In closing, Chairperson Pendergraft reported that Ms. Leila Humphries, North Carolina Justice Academy briefed the Committee on the ongoing General Instructor training course revision process. A handout was provided to the Committee members.

C. Planning and Standards Committee – Chairman Scott Cunningham

Chairman Cunningham reported that the Planning and Standards Committee met on Wednesday, February 10, 2016 at Wake Technical Community College, Raleigh, North Carolina.

Chairman Cunningham reported that the Committee reviewed the proposed rule revision 12 NCAC 09C .0306. After much discussion, the Committee decided to table until the next meeting and review again before presenting to the full Commission for rule-making authority.

Director Steven Combs and Deputy Director Trevor Allen presented an awards program. The Committee discussed and asked staff to solicit to the agencies and related associations with direction of the program. Chairman Cunningham reported that feedback will be collected and reviewed at the next meeting in May.

Deputy Director Allen explained that data was being collected from surveys regarding recruitment and retention study. He reported that preliminary results would be presented at the May meeting.

Chairman Cunningham concluded his report by stating that Dr. David Barbour with the Department of Public Instruction (DPI) made a presentation concerning emerging programs across the state to prepare high school students for public safety careers. He explained that the academy development will soon expand to include Criminal Justice/Law Enforcement/Corrections curriculum to prepare students for careers with agencies overseen by the Commission.

D. Probable Cause Committee - Chairman Ray Davis

Chairman Davis reported that the Probable Cause Committee met on Wednesday, February 10th and Wednesday February 11, 2016 at Wake Technical Community College, Raleigh, North Carolina.

He reported that the Committee reviewed a total of thirty-eight (38) cases. Probable cause was found in eight (8) cases and no probable cause in twenty-six (26) cases. Three cases were continued for additional investigation. He related that the Committee found probable cause in one case in which the Committee offered a lesser sanction of an "Official Written Reprimand."

MOTION was made by Commissioner Davis that the Commission accept a lesser sanction of agreement for Memorandum Number 16/028; seconded by Commissioner Tim Ledford. The MOTION carried unanimously.

Chairman Davis presented an amendment to the Probable Cause Policy. After much discussion, the policy was tabled until the next meeting in May.

OTHER BUSINESS

None

V. OLD BUSINESS

A. Old Business

None

B. Legal Counsel Report

Ms. Earnhardt distributed a document entitled "Pending Administrative Cases" for the membership's review.

VI. DATE OF NEXT MEETING

Commission Chairman Hollingsed advised that the next Commission meeting is scheduled for May 10-12, 2016 at the Wake Technical Community College, Public Safety Education Campus in Raleigh, NC.

VII. MOTION TO ADJOURN

MOTION was made by Commissioner Cunningham that the Commission adjourn; seconded by Commissioner Medlock. The MOTION carried unanimously.