

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

MINUTES

DATE: November 20, 2015

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. Brent Herron
Mr. Ray Davis
Mayor Bobby Kilgore
Mr. B. W. Collier
Chief Tim Hayworth
Ms. Angela Williams
Ms. Tracy McPherson
Mr. Trey Robison
Mr. Jeff Welty
Colonel Bill Grey
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

Mr. Nathan Mizell
Dr. Robert Ruth
Mr. Gregory Baker

I. CALL TO ORDER

Commission Chairman Bill Hollingsed called the meeting to order. Ms. Donna Byrd, Clerk to the Commission, administered the Oath of Office to new members: Chief James Moore of the Rocky Mount Police Department, who represents the North Carolina Police Executives Association; Chief Ron Parrish of the Gibsonville Police Department, Ms. Teresa Jardon, Mr. Richard Epley, and Mr. Michael

Slagle, who represent the President Pro Tempore of the Senate. Ms. Angela Williams, Sergeant Ricky Parks, Mr. David Dail, and Mr. Steve Johnson, who represent the North Carolina House of Representatives, Speaker of the House. Following the roll call, Commission Chairman Hollingsed 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. PRESENTATION OF RESOLUTIONS

Next, Commission Chairman Hollingsed presented Resolutions of Appreciation to James Festerman, Bob Myrick, Ira Jones, Johnny Hawkins and Charles Johnson. Commission Chairman Hollingsed read the Resolutions of Appreciation into the minutes.

III. AWARDING OF ADVANCED CERTIFICATES [Agenda Memorandum No. 04-15]

Commission Chairman Hollingsed reported that staff had evaluated the applications of all one hundred and thirty-nine (139) candidates. There were one hundred and twenty-six (126) candidates for the Advanced Law Enforcement Certificate and thirteen (13) 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 Ray Davis that the Commission award the Advanced Law Enforcement Certificate or Advanced Criminal Justice Certificate to each named individual. The MOTION was seconded by Commissioner Tim Hayworth and carried unanimously.

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

Dustin Frickman	Erwin Police Department Presented by Commissioner Hollingsed
Leon Brett Gilbert	Morrisville Police Department Presented by Chief Ira Jones
John David Williams	Morrisville Police Department Presented by Chief Jones
Alexis Rafael Molina	NC DMV License and Theft Bureau Presented by Commissioner Hollingsed
Gregory A. Orcutt	NC Division of Parks and Recreation Presented by Eric Dousnarm, Park Superintendent
Terry Lee Avery	Selma Police Department Presented by Captain William Thomas
Lynette Clements	Sharpsburg Police Department Presented by Commissioner Hollingsed
Everett Johnson	State Capitol Police Department Presented by Chief Glen B. Allen

Derick Proctor	State Capitol Police Department Presented by Chief Allen
Anthony Sica	State Capitol Police Department Presented by Chief Allen
Fonzo Johnson	NCDPS/Division of Adult Correction Presented by Commissioner Hollingsed
Julius Jerome Jefferson	Wake Forest Police Department Presented by Captain Darren Abbacchi
Lamont Howell	NCDPS/Division of Adult Correction Presented by Commissioner Hollingsed

IV. MINUTES OF August 21, 2015 MEETING

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

MOTION was made by Commissioner Steve Johnson that the Commission approve the minutes of the August 21, 2015 meeting as mailed. The MOTION was seconded by Commissioner Lee Farnsworth and carried unanimously.

V. STANDING COMMITTEE REPORTS

A. Executive Committee - Chairman Eddie Caldwell

Chairman Caldwell reported that the Executive Committee met on Thursday, November 19, 2015, at the Wake Technical Community College Public Safety Training Center in Raleigh.

Chairman Caldwell stated that the Executive Committee discussed the Pending Administrative Cases. After much discussion of the volume of pending cases to be heard by the Commission, the Committee recommended that all of the Final Agency Decisions be heard on Thursday. The Probable Cause Committee meeting would meet all day on Wednesday. Also, the Planning & Standards would meet at 10:30 a.m., Wednesday, the Education & Training Committee would meet at 1:00 p.m., Wednesday and the Executive Committee would meet afterwards. On Friday, the full Commission would meet to discuss the regular scheduled business.

Chairman Caldwell asked Director Steven Combs to give the status of the February meeting in Charlotte. Mr. Combs reported that due to all of the factors, i.e. mileage, hotel and additional Commission members and staff, the cost would double. He stated that the Commission would have to vote whether or not to travel to Charlotte for the next Commission meeting.

MOTION was made by Commissioner Caldwell that the Commission relocate the February Commission meeting to Raleigh; seconded by Commissioner Steve Johnson. The MOTION was unanimous.

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

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, November 18, 2015 at Wake Technical Community College, Raleigh, North Carolina.

Chairperson Pendergraft reported that the Committee elected Commissioner Steve Johnson as Vice-Chairman of the Education and Training Committee.

Chairperson Pendergraft reported that on behalf of the BLET Revision Commission, Jennifer Fisher, North Carolina Justice Academy proposed a title change to ABC Laws and Procedures. The request would require a rule change for the following rule: 12 NCAC 09B .0205 – Basic Law Enforcement Training.

MOTION was made by Commissioner Pendergraft that the Commission authorize the Planning and Standards Committee to conduct a rule-making hearing to amend rule 12 NCAC 09B .0205 – Basic Law Enforcement Training as follows: modify the language in paragraph (b), subparagraph (1), subparagraph (F) as the following: change the title “ABC Laws and Procedures” to “Alcohol Beverage Control (ABC) Laws and Procedures”; seconded by Commissioner Jeff Welty. The MOTION carried.

Next, Chairperson Pendergraft reported that Deputy Director Trevor Allen presented the proposed rule changes: 12 NCAC 09B .0305 – Terms and Conditions of Specialized Instructor Certification; 12 NCAC 09E .0104 – Instructors Annual In-Service Training and 12 NCAC 09E .0105 – Minimum Training Specifications: Annual In-Service Training.

MOTION was made by Commissioner Pendergraft that the Commission authorize the Planning and Standards Committee to conduct a rule-making hearing to amend the rule 12 NCAC 09B .0305 – Terms and Condition of Specialized Instructor Certification as follows: remove the language crediting Speed Measuring Instrument Operator, SMI Instructor and Instructor Training courses from paragraph (c), subparagraph (1) and subparagraph (2)(A); seconded by Commissioner Lee Farnsworth. The MOTION carried unanimously.

MOTION was made by Commissioner Pendergraft that the Commission authorize the Planning and Standards Committee to conduct a rule-making hearing to amend the rule 12 NCAC 09E .0104 – Instructors: Annual In-Service Training as follows: Remove language from paragraph (1) “Commission certified” and “attending and successfully” and add language which reads “Commission-accredited basic training, Speed Measuring Instrument Operator or Instructor training, Instructor or Specialized Instructor training, or Commission-recognized in-service training.” Add language to paragraph (2), that reads “topic, other than a topic taught pursuant to Paragraph (1) of this Rule, or a Firearms Training and Qualification course pursuant to Rule 9E .0105(a)(1) of this Subchapter”; seconded by Commissioner Farnsworth. The MOTION carried.

MOTION was made by Commissioner Pendergraft that the Commission authorize the Planning and Standards Committee to conduct a rule-making hearing to amend the rule 12 NCAC 09E .0105 – Minimum Training specifications: Annual In-Service Training as follows: remove language from paragraph (a), subparagraph (1) “2015” and add language which reads “2016”. Remove language from paragraph (a), subparagraph (2) “2015” and add language which reads “2016”. Remove language from paragraph (a), subparagraph (3) “2015” and “What does it have to do with me?” and add language which reads “2016” and “The Color of Justice.”; Remove language from paragraph (a), subparagraph (4) “2015 Domestic Violence: Teen Dating Violence (2 credits)” and add language which reads “Human Trafficking Awareness (2 credits).” Add language to paragraph (a), subparagraph (5) which reads “North Carolina Firearms Laws: Citizens and Guns (minimum of 2 credits)”; and Remove previous paragraph (a), subparagraph (5) to paragraph (a), subparagraph (6) and remove language “2015” and add language which reads “Topics delivered pursuant to Rule .0104(1) of this Subchapter to satisfy this requirement are not required to be written in instructional Systems Design format or delivered by an instructor certified by the Commission.” Remove language from paragraph (e), subparagraph (1) “is” and add language which reads “and topics delivered pursuant to Rule .0104(1) of this Subchapter are”; seconded by Commissioner Allen Smith. The MOTION carried.

Chairperson Pendergraft reported that on behalf of the Joint In-Service Committee, Bill DuBois, North Carolina Justice Academy, proposed the 2017 In-Service Law Enforcement Training Topics based upon the recommendations of the Joint In-Service Training Committee and the Juvenile Minority Sensitivity Advisory Committee.

MOTION was made by Commissioner Pendergraft that the Commission authorize the Planning and Standards Committee to conduct a rule-making hearing for the 2017 Law Enforcement In-Service Training Topics as follows: Required Topics (20 credits): 2017 Firearms Training and Qualification (minimum 6 credits); 2017 Legal Update (minimum 4 credits); 2017 Positively Impacting Today’s Youth (minimum 2 credits); 2017 DV: Protecting Victims of Domestic Violence (minimum 4 credits); Topics of Choice (6 credits); Law Enforcement Intelligence Update (minimum 2 credits); Protecting our Officers: Suicide Prevention for Law Enforcement (minimum 2 credits); and Narcotics Identification for Patrol Officers (minimum 2 credits); seconded by Commissioner Steve Johnson. The MOTION carried.

Chairperson Pendergraft stated that although the North Carolina Justice Academy is preparing 26 credits of training, the 24 credits of mandated in-service training has not changed.

Chairperson Pendergraft reported that Tyrone Brown with the North Carolina Department of Public Safety, Office of Staff Development and Training proposed changes to 12 NCAC 09B .0235 (Basic Training: Juvenile Court Counselors and Chief Court Counselors) and 12 NCAC 09B .0236 (Basic Training Juvenile Justice Officers). The requested changes include hour changes to 2 topical areas and the addition of two (2) new topical areas/lesson plans within the Juvenile Justice Common Core Curriculum. The total hours for the curriculum will not change.

MOTION was made by Commissioner Pendergraft that the Commission authorize the Planning and Standards Committee to conduct a rule-making hearing to amend 12 NCAC 09B .0235 – Basic Training: Juvenile Court Counselors and Chief Court Counselors and 12 NCAC 09B .0236 Basic Training: Juvenile Justice Officers as follows: The changes for paragraph (b), subparagraph (1), Juvenile Justice Common Core of each rule are as follows: (B) “Basic Individual Counseling Skills” – Change from 16 hours to 8 hours; (E) “Characteristics of Delinquents” – Change from 3 hours to 4 hours; (R) Add “Multi-Generational Workforce – 3 hours; and (S) Add “Understanding Workplace Differences – 4 hours.” The total minimum hours for the Juvenile Justice Common Core are 104 hours; seconded by Commissioner Charles Walston. The MOTION carried.

Additionally, requested changes include major revisions to several lesson plans within the “Juvenile Justice Common Core” curriculum of the Basic Training: Juvenile Court Counselors and Chief Court Counselors and Basic Training: Juvenile Justice Officers as follows: “Basic Individual Counseling Skills” revises training objectives 6 and 9 and deletes objectives 10, 14, 15, and 16. “Career Survival” “Integrity/Ethics in the NCDPS Workplace” revises lesson purpose and revises training objective 3. “Controls, Restraints and Defensive Techniques” adds 2 new training objectives. “Mechanical Restraints” revises training objectives 1, 2, 8, and 10, and adds 4 new training objectives. “Mental Health” revises training objective 13. The Committee approved this request.

Mr. Tyron Brown proposed major changes to: 12 NCAC 09B .0235 - Basic Training-Juvenile Court Counselor Specific “Roles and Responsibilities” revises training objectives, “Juvenile Law” revised training objective 2 to add the letter “B” to NCGS Chapter 18, so it reads 18B, “Risk and Needs Assessment” revises training objective 4, “Report Writing and Documentation” revises training objectives 4 and 9; “Interviewing” revises training objective 6; 12 NCAC 09B .0236(b)(2) - Basic Training-Juvenile Justice Officer Specific “Basic Group Leadership Skills” revises training objectives 4 and 5; “Crisis Intervention Techniques” revises training objective 8; “Trauma and Delinquents” revises training objective 5; Basic Correctional Officer Training “Career Survival: Integrity and Ethics in the NCDPS” revises lesson purpose and training objective 3; “Controls, Restraints and Defensive Techniques” revises training objectives 1 and 2; “Security Threat Groups” revises training objectives 2, 3, and 4; Basic Probation and Parole Officer Training Curriculum; “Probation Law” revises lesson purpose and training objectives 1 and 2; “Public Speaking” revises training objective 1; “Orientation and Administration for the Probation/Parole Officer” revises training objective 6; “Administrative & Probation/Parole Management: Case Management” revises training objective 11; “Courtroom Preparation and Demeanor: Moot Court” revises training objective 1, “Legal Considerations for the Probation/Parole Officer: Processing New Parole Cases” revises training objective 5, “Administrative and Probation/Parolee (Offender) Management: Parole Violations and Revocations” revises lesson purpose and training objective 4; “Offender Supervision: Field Learning” revises training objectives 1 and 2; “Administrative and Offender Management: Processing Probation Cases” revises training objectives 6 and 7; “Administrative and Offender Management: Interstate Compact for Adult Offender Supervision” revises training objective 1; “Controls, Restraints and Defensive Techniques” revises lesson purpose and training objectives 1 and 2; and “Career Survival: Integrity and Ethics in the NCDPS Workplace” revises lesson purpose and training objective 3. Additionally, Mr. Brown requested to release pilot authority for Basic Probation and Parole Officer Training.

Next, Chairperson Pendergraft reported the recommendation of accreditation and reaccreditation for the following institutions: Renewal – Wake Technical Community College – BLET, Speed Measuring Instruments and General Instructor Training; Accreditation – Wake County Sheriff’s Office, Renewal – Fayetteville Police Department, Renewal – Bladen

Community College – BLET, Renewal – NC State Highway Patrol Academy – BLET, Speed Measuring Instruments, and Driver Instructor Training. The Committee approved this request.

Chairperson Pendergraft reported the recommendation of reaccreditation of Cape Fear Community College for its postsecondary criminal justice program, for a period of ten (10) years in accordance with 12 NCAC 09B .0601 - .0608. The Committee approved this request.

Mr. Mark Strickland, Director of the North Carolina Justice Academy requested approval of pilot authority for the N.C. Association of Chiefs of Police to deliver training that would count towards credit for In-Service Topic of Choice for their 2016 Annual Conference. The Committee approved this request.

The NC Association of Chiefs of Police will sponsor training session on January 23, 2016 titled: "Media Tactics during a Crisis" and "De-escalation Tactics Before, During and After a Major Event" on January 26, 2016. This training will be four hours/credits in length and the students will be tested at the conclusion of the training in accordance with the rule for requirements for mandated Annual In-Service Training. The Committee approved this request.

Chairperson Pendergraft reported that Ms. Jennifer Fisher with the N.C. Justice Academy requested approval for major revisions made to the following BLET lesson plans. "ABC Laws and Procedures" – training objective revisions made throughout the lesson plan. The Committee approved this request.

Ms. Fisher briefed the Committee on minor revisions made to thirteen (13) of the BLET lesson plans. The minor revisions are: Anti-Terrorism; Arrest, Search and Seizure/Constitutional Law; Civil Process; Controlled Substances; Course Orientation; Fingerprinting and Photographing Arrestees; Firearms; First Responder; Interviews: Field and In-Custody; Juvenile Law; Motor Vehicle Law; Physical Fitness Training and Subject Control/Arrest Techniques.

Mr. Tyron Brown briefed the Committee on minor revisions made to twenty-four (24) lesson plans with the Basic Juvenile Justice Officer Curriculum, seventeen (17) lesson plans within the Basic Correctional Officer Curriculum and seventeen (17) lesson plans within the Basic Probation and Parole Officer Curriculum. The minor revisions are:

Basic Juvenile Justice Officer Curriculum: Juvenile Justice Overview, Basic Individual Counseling Skills, Interpersonal Communication Skills, Working with Families, Characteristics of Delinquents, Career Survival: Integrity and Ethics in the NCDPS Workplace, Gang Awareness, Controls, Restraints and Defensive Techniques, Secure Transportation, Mental Health, Roles and Responsibilities, Juvenile Law, Intake, Risk and Needs Assessment, Report Writing and Documentation, Interviewing, Driver Safety, Treatment Program Operations, Maintaining Documentation of Activities/Behaviors, Basic Group Leadership Skills, Effective Behavior Management, Health Services Overview, Trauma and Delinquents and Contraband and Search Techniques.

Basic Correctional Officer Curriculum: Firearms Safety, Handgun Familiarization/Proficiency, Shotgun Familiarization/Proficiency, Low/Limited Light, the North Carolina Prisons Employee, Report Writing, Prison Security Function & Procedures, Contraband and Techniques of Search, Prison Emergencies Prevention & Response, Mechanical Restraints: Handcuffing, Tactical Handcuffing, Employee Fitness and Wellness, Career Survival: Ethics and Integrity in the NCDPS Workplace, Management & Supervision of Inmates, Cultural Awareness, Multi-Generational Workforce, and Understanding Workplace Differences.

Basic Probation and Parole Officer Curriculum: Handgun Familiarization and Qualification, Firearms: Situational Decision-Making, Handgun: Low/Limited Light, Probation Law, Public Speaking, Administration and Offender Management, Legal Considerations: Justice Reinvestment Act, Legal Considerations: Post-Release Supervision, Offender Supervision, Field Learning, Officer/Offender Relations: Crisis Intervention, Defensive Protection: Arrest

Procedures, Administrative and Offender Management: Closing Cases, Courtroom Preparation and Demeanor: Role of the Probation/Parole Witness, Career Survival: Integrity and Ethics in the NCDPS Workplace, Personal/Professional Conduct: Staff and Offender Relationships, and, Officer/Offender Relations: Gang Awareness.

C. Planning and Standards Committee – Chairman Scott Cunningham

Chairman Cunningham reported that the Planning and Standards Committee met on Wednesday, November 18, 2015 at Wake Technical Community College, Raleigh, North Carolina.

Chairman Cunningham reported that the Committee elected Commissioner Jeff Welty as Vice-Chairman of the Planning and Standards Committee.

Chairman Cunningham reported that the Committee held a public hearing for rules. He explained that these rules were: 12 NCAC 09A .0103 – Definitions – Language is modified to specifically define Active Military; 12 NCAC 09A .0206 – Summary Suspensions – Proposed change grants the CJ Standards Director authority to summarily suspend Concealed Carry Handgun (CCH) Instructors as a result of CCH program rule violations; 12 NCAC 09B .0106 – Documentation of Educational Requirements – Change clarifies the definition of high school equivalency and eliminates reference to General Educational Development Test (GED); 12 NCAC 09B .0203 – Admission of Trainees – Change clarifies the definition of high school equivalency and eliminates reference to General Educational Development Test (GED); 12 NCAC 09B .0302 – General Instructor Certification – Change clarifies the definition of high school equivalency and eliminates reference to General Educational Development Test (GED); 12 NCAC 09B .0501 – Certification of School Directors – Change clarifies the definition of high school equivalency and eliminates reference to General Educational Development Test (GED); 12 NCAC 09G .0204 – Education – Change clarifies the definition of high school equivalency and eliminates reference to General Educational Development Test (GED); 12 NCAC 09G .0308 – General Instructor Certification – Change clarifies the definition of “high school equivalency” and eliminates reference to General Educational Development Test (GED); 12 NCAC 09B .0405 – Certification of School Directors – Change clarifies the definition of “high school equivalency” and eliminates reference to General Educational Development Test (GED); 12 NCAC 09B .0232 – Scat Instructor Training – Change revises Specialized Instructor Curricula topic titles and hours. 12 NCAC 09B .0233 – Physical Fitness Instructor Training – Change revises Specialized Instructor Curricula topic titles and hours. 12 NCAC 09B .0401 – Time Requirement for Completion of Training; 12 NCAC 09B .0403 – Training Waiver – These two rules need to be consistent regarding time periods for training and certification. They will be referred to the Education and Training Committee for clarification; 12 NCAC 09B .0502 – Terms & Conditions of School Director Certification – Proposed change clarifies specific School Directors; 12 NCAC 09C .0401 – Accreditation of CJ Schools – Proposed changes make language consistent involving “certification” of individuals and “accreditation” of institutions and dissolves the “Certification Committee”; and 12 NCAC 09E .0109 In-Service Training Coordinator Requirements – Proposed change allows multiple In-Service Training Coordinators (ISTCs) per agency.

MOTION was made by Commissioner Cunningham to approve the proposed amendments; seconded by Commissioner Smith. The MOTION carried.

Chairman Cunningham concluded his report by stating that the Planning and Standards reviewed the 8th Edition System Plan with modifications to objectives A-C in Goal #2.

MOTION was made by Commissioner Cunningham to approve the 8th Edition System Plan with modifications; seconded by Commissioner Pendergraft. The MOTION carried.

D. Probable Cause Committee - Chairman Ray Davis

Chairman Davis reported that the Probable Cause Committee met on Wednesday, August 19th and Thursday, August 20, 2015 at Wake Technical Community College, Raleigh, North Carolina.

He reported that the Committee reviewed a total of forty (40) cases. Probable cause was found in fifteen (15) cases and no probable cause in sixteen (16) cases. Four cases were continued for additional investigation. He related that the Committee found probable cause in five cases 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 15/101; seconded by Commissioner Tim Hayworth. The MOTION carried unanimously.

MOTION was made by Commissioner Davis that the Commission accept a lesser sanction of agreement for Memorandum Number 15/073; seconded by Commissioner Hayworth. The MOTION carried unanimously.

MOTION was made by Commissioner Davis that the Commission accept a lesser sanction of agreement for Memorandum Number 15/131; seconded by Commissioner Hayworth. The MOTION carried unanimously.

MOTION was made by Commissioner Davis that the Commission accept a lesser sanction of agreement for Memorandum Number 15/124; seconded by Commissioner Hayworth. The MOTION carried unanimously.

MOTION was made by Commissioner Davis that the Commission accept a lesser sanction of agreement for Memorandum Number 15/128; seconded by Commissioner Hayworth. The MOTION carried unanimously.

OTHER BUSINESS

None

VI. OLD BUSINESS**A. Old Business**

None

B. Legal Counsel Report

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

C. Final Agency Decisions

Commission Chairman Hollingsed noted that Mr. John Congleton, an Assistant Attorney General, would serve as the Commission's Legal Counsel for the Final Agency Decision.

Commission Chairman Hollingsed read the Recusal Statement to the Commission members and reminded everyone that both the Petitioner and the Respondent would be limited to 30 minutes of oral argument.

1. Susan Maney

Commissioners Michael Slagle, Teresa Jardon and Marianne Bond recused themselves from this case.

Ms. Earnhardt presented oral argument regarding the case against Ms. Maney.

MOTION was made by Commissioner Johnson that the Commission go into Closed Session; seconded by Commissioner Smith. The MOTION carried.

MOTION was made by Commissioner Cunningham that the Commission return to Open Session; seconded by Commissioner Smith. The MOTION carried.

MOTION was made by Commissioner Lee Farnsworth that the Commission adopt the Proposed Final Agency Decision as presented by legal counsel to take no action with regards to Petitioner's correctional officer and probation/parole officer certification; seconded by Commissioner Johnson. The MOTION carried. See Attachment I for the Commission's Final Agency Decision and Attachment II for the roll call vote.

2. Derrick Knox

Commissioner Robin Pendergraft recused herself from this case.

Mr. John Congleton recused himself from this case.

Mr. Neil Dalton, an Assistant Attorney General, would serve as the Commission's Legal Counsel and heard the Final Agency Decision for this case.

Ms. Earnhardt presented oral argument regarding the case against Mr. Knox.

MOTION was made by Commissioner Smith that the Commission go into Closed Session; seconded by Commissioner Johnson. The MOTION carried.

MOTION was made by Commissioner Cunningham that the Commission return to Open Session; seconded by Commissioner Jeff Welty. The MOTION carried.

MOTION was made by Commissioner Caldwell that the Commission adopt the Proposed Final Agency Decision as presented by legal counsel that it is hereby ORDERED that there has been no rule violation and that Petitioner should therefore be issued certification; seconded by Commissioner Smith. The MOTION carried. See Attachment III for the Commission's Final Agency Decision and Attachment IV for the roll call vote.

VII. DATE OF NEXT MEETING

Commission Chairman Hollingsed advised that the next Commission meeting is scheduled for February 11-12, 2016 at the Wake Technical Community College, Public Safety Education Campus in Raleigh, NC.

VIII. MOTION TO ADJOURN

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