

**Missouri Department of Public Safety  
Peace Officer Standards and Training (P.O.S.T) Commission  
April 18, 2017  
Lewis & Clark State Office Building  
Nightingale Creek Conference Room  
Jefferson City, Missouri**

***Commissioners Present:***

Chief Paul Williams, Springfield Police Department (Chairperson)  
Chief Diane Scanga, Jefferson College Law Enforcement Academy  
Sergeant Edward Clark, St. Louis Police Department  
Sheriff Glenn Boyer, Jefferson County Sheriff's Office  
Captain Ronald Johnson, Missouri State Highway Patrol (*via teleconference*)  
Sergeant Jeffery Hughley, Kansas City Police Department (*via teleconference*)

***Commissioners Not Present:***

Sheriff Dwight Diehl, Cass County Sheriff's Office  
Chief Gregory Mills, Riverside Police Department  
Sheriff Stephen Cox, Livingston County Sheriff's Office  
Dr. Emmanuel Cleaver, III, Public Member

***DPS/POST Staff Present:***

Charles (Drew) A. Juden, DPS Director  
Gregg Favre, DPS Deputy Director  
Nathan Weinert, DPS Legal Counsel  
Mike O'Connell, DPS Communications Director  
Jeremy Spratt, POST Program Manager  
Gayla Kempker, POST Program Representative  
Cheryl Nott, POST Program Representative  
Nena Snodgrass, POST Program Investigator  
Bill Plate, POST Program Investigator  
Jake Garrison, POST Program Specialist  
Jen Doyle, POST Senior Office Support Assistant  
Dane Huffman, POST Program Representative

***Visitors:***

Sheldon Lineback, Missouri Police Chiefs' Association  
Tony Bowers, Drury Law Enforcement Academy  
Linda Frazier, DPS Project Specialist  
Theresa Huhn, DPS MoDEX Project Manager  
Janet Hirschman, Flotron & McIntosh/CODY Representative

***Call to Order/Pledge of Allegiance***

Commissioner Paul Williams called the meeting to order at 1 pm and led the group in the Pledge of Allegiance and the Oath of Honor.

### ***Comments from Director Juden***

Director Juden wanted to make the commission aware of the work he has completed thus far in regards to the back-log of investigations that were pending from the last administration. He stated that he, the deputy director and POST staff worked several hours and has taken care of all the cases that were pending. His goal is to ensure all cases be reviewed and if necessary discipline given on a timely basis. He wants to take “bad officers” off the streets and put a stop to the “gypsy cops”.

### ***Approval of Minutes from October 3, 2016 and November 9, 2016 Meetings***

A motion was made by Commissioner Scanga, seconded by Commissioner Boyer, to accept the minutes from the October 3, 2016 meeting as written. Motion carried unanimously.

A motion was made by Commissioner Clark, seconded by Commissioner Johnson, to accept the minutes from the November 9, 2016 meeting as written. Motion carried unanimously.

### ***MoDEX Fund***

Ms. Theresa Huhn, the MoDEX Project Manager, provided a background on MoDEX. MoDEX is a statewide data warehouse developed to provide Missouri Law enforcement agencies with an information sharing system. She provided information on when the program started and how the system got to where it is today as well as past and current funding sources.

MoDEX interfaces with the National Data Exchange (N-DEx), a nationwide data sharing initiative administered by the FBI. Ms. Huhn provided statistics on the number of records and agencies participating in both systems.

Discussion was held on the CODY services and the C.Tac licenses. C.Tac is the software to query the MoDEX data. One license is currently provided per agency. Agencies may purchase additional licenses on their own. The MoDEX fund pays the expenses for the agency connections. The budget currently provides the Program Manager salary/FB, maintenance /support costs of existing agencies and new agency connections to the system, travel and associated expenses.

Ms. Huhn also discussed in depth how the MoDEX fund is established and maintained. She also reviewed current FY17 budget details.

A MoDEX system agreement must be signed and on file for every agency to participate and obtain access. A user access request form must also be completed and submitted to the MSHP – CJIS Division for acquired access.

Ms. Huhn stated she needs to have access to MoDEx from the Missouri State Highway Patrol. Director Juden ensured that this is being pursued.

After discussion regarding FY18 proposal, the commission wanted to hold any further action until all current system processes are reviewed and the FY17 tasks are showing progress.

A motion was made by Commissioner Scanga, seconded by Commissioner Clark to accept FY 17 CODY PAQ Proposal of spending approximately \$85,000 of the available funds to add the following:

Niche RMS Agencies

Springfield Police Department  
Greene County Sheriff's Office  
Republic Police Department

Additional Agencies

Phelps County Sheriff's Office  
Rolla Police Department  
St. James Police Department  
University of MO Science & Technology Police Department  
MO Department of Conservation – permit data

Ms. Huhn will request CODY to provide a revised PAQ for the agencies listed. She will make follow up contacts with the agencies to ensure participation is still desired.

***Disciplinary Report***

Mr. Spratt provided the commission with a report detailing the disciplinary actions taken since the previous meeting and the current investigative caseload:

## **April 2017 Disciplinary Report**

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**The following actions were taken by the POST Program from September 23, 2016 through April 10, 2017.**

**Peace Officers:**

Cases initiated: 148

Licenses revoked: 7

Licenses probated for violations: 18

Licenses probated for CLEE: 56

Licenses suspended for violations: 14

Licenses suspended for CLEE: 21

Voluntary surrender (permanent): 13

No action after investigation: 80

Backlogged Cases: 0

**Basic Training/License Applicants:**

Applicant questionnaires reviewed and approved for entry: 138

Applicants pending: 10

Applicants denied entry: 4

Allowed entry after investigation/hearing: 8

Denied application for license: 1

**Current Caseload:**

Active cases at POST: 177

Active cases at the AG's office: 169

Total caseload: 346

Commissioner Clark asked if there was any set discipline imposed for certain offenses committed by peace officers. Mr. Spratt explained that every incident involving a licensed peace officer is reviewed by the Director on a case-by-case basis. He further stated that every case has varying mitigating and aggravating factors, so no set disciplines are in place.

***CSR Proposal for CLEE Compliance***

Jeremy Spratt presented the commission with a proposed rule relating to officers that are not in compliance with the 2018 Continuing Law Enforcement Education reporting period. He explained that Director Juden wanted guidance from the members of the

commission on whether the rule should be filed or if they had any concerns with the rule as written. The commissioners were all presented with a copy of the proposed rule. After a brief discussion, all commissioners agreed the rule should be filed by the Director.

**Title 11—DEPARTMENT OF PUBLIC SAFETY  
Division 75—Peace Officer Standards and  
Training Program  
Chapter 15—Continuing Education**

**PROPOSED RULE**

**11 CSR 75-15.080 Failure to Obtain Continuing Education Training**

*PURPOSE: This rule identifies what occurs if a peace officer fails to obtain the required continuing law enforcement education training.*

(1) Pursuant to 11 CSR 75-15.010(11), every licensed peace officer shall be responsible for reporting and demonstrating to the director their compliance with the continuing law enforcement education (CLEE) training requirement.

(2) Beginning with the CLEE reporting period that ends on December 31, 2018, and every reporting period thereafter, licensed peace officers who fail to report and demonstrate they have successfully obtained the required CLEE training hours by the end of their respective reporting period, and who have not applied for a waiver or extension pursuant to 11 CSR 75-15.010(12), shall automatically be given a sixty (60) day extension of time to obtain any CLEE training hours they may be deficient and demonstrate compliance to the director.

(3) If after the sixty (60) day time extension the licensed peace officer has not reported and demonstrated their compliance with the CLEE training requirement, their peace officer license shall become inactive. Once a peace officer's license becomes inactive, it shall remain inactive until the licensee can report and demonstrate compliance with the CLEE training requirement.

(4) Persons with an inactive peace officer license shall not be eligible to hold a commission as peace officer as defined in section 590.010, RSMo.

*AUTHORITY: sections 590.050, 590.030.5(1), and 590.190, RSMo Supp. 2015.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with Jeremy Spratt, Missouri Department of Public Safety Peace Officer Standards and Training (POST) Program Manager, PO Box 749, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

Mr. Spratt stated he will get his proposed rule filed as soon as possible.

***Updated Basic Training Learning Objectives***

Jeremy Spratt informed the commission that the following basic training learning objectives were updated since the last meeting, or are in the process of being reviewed and updated.

- (300) Missouri Statutory Law 04/06/2017
- (210) Search Incident to Arrest 04/25/2017
- (601) Domestic Violence Response 06/28/2017
- (1500) Defensive Tactics (Synopsis Only) 08/24/2017
- (700) Human Behavior (*Pending POST Distribution*)

### ***Training Center Audits***

Mr. Spratt stated that the following audits were conducted and licenses were renewed since the October POST Commission Meeting:

- Missouri State Highway Patrol (License Renewed)
- Springfield Police Regional Training Center (Licensed Renewed)
- Cass County Sheriff's Office Regional Training Academy (Licensed Renewed)
- Crowder College (Licensed Renewed)
- FBI – Kansas City (Licensed Extended and then Renewed)
- Missouri Peace Officers Association (Licensed Renewed)

### ***October 2017 Meeting Date***

The next meeting is scheduled for October 17, 2017 at 1 p.m. at the Lewis & Clark State Office Building in the LaCharrette/Nightingale Creek Conference Room, with the basic training directors meeting at 10 a.m.

### ***Public Comments***

Commissioner Williams asked DPS Counsel Nathan Weinert to draft a procedure for public comments at the POST Commission meetings. He suggested that if a person wants to speak at the meeting, that they sign up to do so before the meeting starts and we establish a time limit (i.e. five (5) minutes). Mr. Weinert stated he will provide this to Commissioner Williams for discussion at the next meeting.

### ***Adjournment***

Since there were no further items to be discussed and no public comments, the meeting was adjourned at 2:25 p.m.