

**Missouri Department of Public Safety
Peace Officer Standards and Training (P.O.S.T) Commission
April 10, 2018
Lewis & Clark State Office Building
LaCharrette/Nightingale Creek Conference Room
Jefferson City, Missouri**

Commissioners Present:

Chief Paul Williams, Springfield Police Department, (Chairperson)
Sergeant Edward Clark, St. Louis Police Department
Sergeant Jeffrey Hughley, Kansas City Police Department
Glenn Boyer, Jefferson County Sheriff's Office (Retired)
Chief Diane Scanga, Jefferson College Law Enforcement Academy
Dr. Emmanuel Cleaver, III, Public Member (via tele-conference)

Commissioners Not Present:

Sheriff Stephen Cox, Livingston County Sheriff's Office

DPS/POST Staff Present:

Drew Juden, DPS Director
Jeremy Spratt, POST Program Manager
Gayla Kempker, POST Program Representative
Cheryl Nott, POST Program Representative
Bill Plate, POST Program Investigator
Jake Garrison, POST Program Specialist
Michael Atkinson, POST Program Representative
Theresa Huhn, DPS – OHS Representative

Visitors:

Sheldon Lineback, Missouri Police Chiefs' Association
Tony Bowers, Drury Law Enforcement Academy
Cheryl Funkhouser, Chesterfield Police Department
Joanne Kurt-Hilditch, Missouri Safety Center

Call to Order/Pledge of Allegiance

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

Approval of Minutes from November 14, 2017 Meeting

A motion was made by Commissioner Scanga, seconded by Commissioner Clark, to accept the minutes from the November 14, 2017 meeting as written. Motion carried unanimously.

MoDEX Fund

Ms. Huhn provided updates on the MoDEX fund. She stated that in FY 2017, \$691,229.92 was deposited. FY 2018 average monthly deposit is \$52,686, with a total of \$421,490.78 being collected from July 2017 - February 2018. Ms. Huhn reviewed the fund totals over the last four years to show the slight decline in funds.

Ms. Huhn discussed the project progress for the current fiscal year. The Missouri Department of Conservation data transfer is complete. Initial data load was 6,149,755 records. Work is nearing completion on 13 local law enforcement agencies. Meetings are being held with Missouri Department of Corrections (DOC) to obtain the offender call log. Ms. Huhn also noted the DOC is working directly with the N-DEX office and the Missouri State Highway Patrol to identify data elements that will be shared with N-DEX.

Missouri will move forward with utilizing the N-DEX system as a search tool to obtain Missouri data. Ms. Huhn reported that the Missouri State Highway Patrol is working to make N-DEX available through the CJIS Portal to alleviate multiple system sign ins. The Patrol is also working on the N-DEX mobile option.

Ms. Huhn and Ms. Frey, Missouri State Highway Patrol, CJIS Division, gave an N-DEX presentation in March to the Missouri Sheriff's conference. Training is POST approved and available to any law enforcement department. Ms. Huhn is trying to collect data from the law enforcement agencies on current service providers and point of contacts. Commissioner Williams asked to be provided the form and he would assist in sending out for collection purposes.

N-DEX system totals are as follows:

- 125 agencies contributing data
- 105 agencies accessing the system
- 533 users accessing the system
- 3,315,267 records in N-DEX

Ms. Huhn asked for the following funding approval:

To attend a Project Management Professional (PMP) class in St. Louis. Fiscal year 2018 will be utilized.

To have a table/attend the Missouri Police Chief's Conference in August to market MoDEX. Fiscal year 2019 funds will be utilized.

Obtain approval for \$75,000 (FY 2019 funds) to initiate a project with CODY Systems to interface Jail data from MoDEX to N-DEX. Discussion was held on the importance of this interface.

Motions were made and passed for those three funding requests.

Ms. Huhn also discussed that her and representatives from the Missouri State Highway Patrol CJIS Division, are working together on an Information Sharing Strategic Plan. They are also in preliminary talks with Office of Administration to work toward one single contract for service providers (vendors) and local agencies to add common data sharing language.

Ms. Huhn stated the revised agency agreement is ready. Ms. Huhn will continue to obtain more agencies and users to utilize the system.

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 2018 Disciplinary Report

The following actions were taken by the POST Program from November 8, 2017 through April 3, 2018.

Peace Officers:

Cases initiated: 98

Licenses revoked: 3

Licenses probated for violations: 20

Licenses probated for CLEE: 60

Licenses suspended for violations: 6

Licenses suspended for CLEE: 16

Voluntary surrender (permanent): 16

Letters of Reprimand: 8

No action after investigation: 26

Officers under immediate suspension (pending hearing): 7

Backlogged Cases: 0

Basic Training/License Applicants:

Applicant questionnaires reviewed and approved for entry: 112

Applicants pending: 12

Applicants denied entry: 6

Applicants allowed entry after investigation/hearing: 13

Denied application for license: 2

Current Caseload:

Active cases at POST: 174

Active cases at the AG's office: 146

Total caseload: 320

CSR Revision Status

Jeremy Spratt informed the commission of the status of the CSR revisions. The revisions were filed on March 9, 2018 with the expected effective date of August 30, 2018. The revisions submitted were those voted on at the November 2017 meeting. They are:

Mandate twenty-four hours of annual continuing education training in Legal Studies, Interpersonal Perspectives, Technical Studies, and Skill Development – Firearms, including the statutorily mandated racial profiling training requirement; to incorporate the definition of the current training topic areas within the core curricula definitions found in the Code of State Regulations; and not allow any continuing education training hours to carry over from one reporting period to the next, effective with the reporting period ending December 31, 2018.

In addition to these rule revisions, Mr. Spratt had previously discussed with Director Juden the current rule for instructors receiving two-for-one CLEE credit when they first teach a basic or CLEE course in a reporting year, with the maximum number of two-for-one credit hours set at twelve in an annual reporting period. He explained to Director Juden that the POST Program had received many questions about this rule and there seemed to be quite a bit of confusion on the part of instructors and training providers. He explained that current rule made instructor CLEE credit difficult for instructors and the CLEE system to properly document and track. After discussion, Director Juden agreed to

make a revision to the current rule and instructors will be given an hour of continuing education training for every hour they instruct, with no maximum allowable number of CLEE credit hours they can receive in a reporting year. Mr. Spratt advised the commission that this revised rule was also filed on March 9, 2018. After discussion, the members of the POST Commission agreed with this rule change for instructor CLEE credit.

Training Center Audits

Mr. Spratt stated that the following audits were conducted by POST staff since the November POST Commission Meeting:

- Missouri State University (Renewed)
- Missouri Division of Fire Safety (Renewed)
- Missouri Western State University Regional Law Enforcement Academy (Renewed)
- St. Louis Police Academy (Audit Report Approval Pending)

October 2018 Meeting Date

The next meeting is set for October 16, 2018 at 10 a.m. at the Lewis & Clark State Office Building in the Nightingale Creek Conference Room. The Training Directors meeting will also be on this date prior to the Commission meeting.

Open Discussion

Commissioner Boyer asked if Boards and Commissions had selected any new commissioners to the POST Commission. Director Juden stated he thought they would be appointed before the end of the legislative session and would hopefully have new appointed commissioners for the vacancies by the October 2018 meeting.

Tony Bowers, director of the Drury University Law Enforcement Academy, asked if there can be a revision made to the current legal questionnaire used for basic training applicants. He said it is a bit confusing when it asks, "have you ever been arrested, charged or committed a crime." He suggested that the word "committed" be removed from the questionnaire. He noted that the wording on the questionnaire had been in place for some time and he had only recently noticed the "committed" wording. Jeremy Spratt advised the commission that the attorney general's office suggested this wording be used, which was approved by a former DPS director and general counsel. Director Juden stated that he, Mr. Spratt, and DPS General Counsel Nathan Weinert would meet and discuss the wording on the applicant legal questionnaire.

Adjournment

Since there were no further items to be discussed and no additional public comments, a motion was made by Commissioner Scanga, seconded by Commissioner Hughley to adjourn the meeting. The meeting was adjourned at 11:15 am.