

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

May 24, 2012

The Education and Training Committee of the North Carolina Criminal Justice Education and Training Standards Commission met in Room 1826 of the Public Safety Training Center, Wake Technical Community College, Raleigh, NC. Chairperson Wrenn Johnson called the meeting to order at 1:30 p.m. Those in attendance were:

- *Chief Wrenn Johnson, NC Police Executives Association
- *Johnny Hawkins, Appointment by the General Assembly – Correctional Officer – Senate Pro Tem.
- *Chief Bill Hollingsed, NC Police Executives Association
- *Captain Terry Jones, North State Law Enforcement Officers' Association
- *Tracy McPherson, Dept. of Community Colleges
- *Robin Pendergraft, Attorney General of the State of North Carolina – Ex-Officio Member
- *Dr. Bob Ruth, NC Criminal Justice Association

Visitors

Joyce Ruth

Staff

Wayne Ayers, NC Justice Academy
Bill DuBois, NC Justice Academy
Jennifer Fisher, NC Justice Academy
Malia Hollingsworth, NC Justice Academy
Stacy Holloman, NC Justice Academy
Kristi Jernigan, NC Justice Academy
Tim Pressley, Criminal Justice Standards Division
Mark Strickland, NC Justice Academy
Dan Worley, NC Justice Academy

*Committee Members

WELCOME/ROLL CALL

Chair Wrenn Johnson welcomed members and guests. The meeting was called to order and the roll was called. A quorum was present.

MINUTES

The February 23, 2012, meeting minutes were approved on the **motion** of Commissioner Pendergraft with a **second** from Commissioner Hollingsed. **Motion carried.**

PROGRAM EVALUATION COMMITTEE – JOHNSON C. SMITH UNIVERSITY

Commissioner Terry Jones, Chair of the Program Evaluation Subcommittee, appeared before the Committee to report that Johnson C. Smith University in Charlotte, NC, had met the requirements as established under 12 NCAC 09B.0600, Certification of Postsecondary Criminal Justice Education Programs. Having determined that the self-study report prepared by Johnson C. Smith was satisfactory, Commissioner Jones stated that the Program Evaluation Committee had conducted a site visit. Therefore, on behalf of the Program Evaluation Subcommittee, Commissioner Jones **proposed** a motion that the Commission grant the certification of Johnson C. Smith University's Criminology Program as established by rule, under 12 NCAC 09B.0600, Certification of Postsecondary Criminal Justice Programs, for a period of 10 years, with a **second** from Commissioner Pendergraft. **Motion carried.**

BLET REVISION COMMITTEE

Jennifer Fisher, North Carolina Justice Academy, reported that the BLET Revision Committee had met on April 13, 2012, to review and discuss "Individuals with Mental Illness or Mental Retardation." On behalf of the BLET Revision Committee, Ms. Fisher presented a proposed name change and revisions to the block entitled "*Individuals with Mental Illness or Mental Retardation*" (BLET: 27F). Based upon feedback from the field, the National Alliance on Mental Illness (NAMI) and the BLET Revision Committee, the following revision and change were presented:

- A new lesson plan outline, power point slides, handouts and videos
- Name change from "*Individuals with Mental Illness or Mental Retardation*" (BLET: 27F) to "*Individuals with Mental Illness or Developmental Disabilities.*"

Commissioner Robin Pendergraft proposed a **motion** that the Commission authorize the Planning and Standards Committee to conduct a rule-making hearing to amend 12 NCAC 09B.0205 (3)(D) and all other related rules to reflect the following lesson plan name change in BLET: change the current title "Individuals with Mental Illness or Mental Retardation" to "Individuals with Mental Illness or Developmental Disabilities" with a **second** from Commissioner Bill Hollingsed. **Motion carried.**

Commissioner Terry Jones proposed a **motion** to accept the new lesson plan as presented with a **second** from Commissioner Bill Hollingsed. **Motion carried.**

SPECIALIZED DRIVER INSTRUCTOR TRAINING ADVISORY COMMITTEE

On behalf of the Specialized Driver Instructor Training Advisory Committee, Dan Worley, North Carolina Justice Academy, requested pilot authority to implement revisions and a change in hours for the current Specialized Driver Instructor Training Course. The revisions and changes were as follows:

- *Course Orientation* - Revisions to this block include instructional titles, hours and training objectives. Students enrolling into the Specialized Driver Instructor Training program must submit a driver history statement that is dated within 120 days of the course beginning.

- *Prequalification/Driver Practicum – Increase hours from 19 to 32 – This increase will allow more one-on-one time with the student and it includes the additional prequalification hours already required by the Commission.*
- *General Mechanical Knowledge – Increase hours from 1 to 2 – This increase is due to additional information being added on the mechanical make-up of current police platforms.*
- *Before-Operation Inspection – Revisions to this block include grammatical revisions, checking the interior for loose objects and language to ensure that a thorough inspection of the vehicle is necessary for safe operation.*
- *Laws of Natural Force & Operating Characteristics – Revisions to this block include reorganization of the material and grammatical revisions.*
- *Fundamentals of Professional Liability for Trainers – Title Change to **Legal and Operational Considerations for the Driver Instructor**. This block was rewritten to reflect the legal block in BLEET driver training, which is what the instructor will teach out in the field. This block also includes instructor liability lecture.*
- ***New topic** - Course Description Packet and NC Administrative Code Review Section – 1 hour*
- *Increase in overall minimum hours from 35 to 50*
- *Requested pilot authority effective June 1, 2012, for a period of one year*

Commissioner Pendergraft inquired as to how the prequalification classes for the Specialized Driver Instructor Training program were going. Mark Strickland, NC Justice Academy, stated that it had been a struggle. Some students are passing, while others are not. Out of 4 prequalification classes, only 12 students have passed.

Mr. Worley stated that due to the lack of in-service driving, officers are not driving the courses, which makes it even more difficult for the students to pass. Wayne Ayers, Deputy Director, NC Justice Academy, stated that the Academy was closely tracking the prequalification courses and would make a report on all prequalification courses at the end of the pilot.

Commissioner Wrenn Johnson questioned whether or not it was a reflection of how poorly officers drive or was the course too hard? Mr. Ayers stated that he did not feel the course was too hard but that BLEET students were not accustomed to driving the larger vehicles, i.e., Crown Victoria, etc. and it is a different setting and environment. While officers may drive every day, they aren't driving around cones. Instructors need to be able to properly demonstrate the course to BLEET students. Mr. Worley stated that with the proper technique, passing the courses is easily obtained.

Commissioner Pendergraft stated that it was of her personal opinion that there is not enough periodic driving course training offered and she believes that this is a high liability area as officers often lose their lives due to lack of driving experience or skills. She realizes that there are many difficulties in achieving this but hopefully one day that will occur. Commissioner Wrenn Johnson concurred that millions of dollars are spent on firearms training/ranges but not on driving training.

Commissioner Jones stated that he supports driving training and commends the SDIT Advisory Committee and Mr. Worley on the work that they had done. But he asked whether or not the course was realistic; was it reflective of everyday encounters? Mr. Worley stated that the courses teach the student the mechanics of how to use that vehicle in everyday driving and/or pursuit driving. When the student becomes an instructor, they have the capability of setting up

the courses themselves. Mr. Worley stated that there are approximately 800 Specialized Driver Instructor Training Instructors.

After additional discussion, Commissioner Pendergraft proposed a **motion** to approve the revisions to the Specialized Driver Instructor Training Course as presented and to grant pilot authority for a period of one year, effective June 1, 2012, with a **second** from Commissioner Jones. **Motion carried.**

SPEED MEASURING INSTRUMENT ADVISORY COMMITTEE

On behalf of the Speed Measuring Instrument Advisory Committee, Dan Worley, North Carolina Justice Academy, appeared before the Committee to request revisions for the current course supplements in the Speed Measuring Instrument Courses. The revisions and changes were as follows:

- Appendix A/Appendix C – Addition of two LIDAR instruments – ProLaser IV, Kustom Signals, Inc. and Stalker LIDAR LR, applied Concepts Inc. Each of these instruments have been tested and evaluated.
- Appendix C - #2 f. – Removal of the word “certified.” This would no longer require the speedometer to be “certified” when cross referencing the indicated patrol speed on the RADAR with the vehicle’s speedometer. However, the patrol speed verification would still be required; it just would not be required to be a certified speedometer. Commissioner Pendergraft stated that she agreed with the logic of this request, but she also felt that all operating officers need to understand the reason for the change so that they can articulate it to the District Attorney in court.
- Appendix A – Removal of instruments – 14 RADAR instruments and 1 Time-Distance instrument were presented for removal from Appendix A. This is due to the fact that the instruments are no longer being produced and manufacturers are not required (and do not) to repair an instrument 7 years after it stops production. Several of the instruments are greater than 20 years old. The SMI requested that the removal of these instruments be staggered to allow agencies time to financially plan ahead on how to replace their current inventory. Agencies will have no less than 2 years but no more than 7 years to remove/replace the instruments. The list in Appendix A would include the date of removal.

Mr. Worley stated that surveys were sent to contacts listed at law enforcement agencies provided by the Criminal Justice Standards Division. Information directed agencies to the Academy homepage and the survey link. They were given two months to respond. The initial response was approximately 24 – 25 percent statewide. The SMI Committee members requested that Radar instructors visit agencies within their area to encourage them to respond if they had not done so. After this, the response rose to approximately 56 percent statewide.

Commissioner Bill Hollingsed proposed a **motion** that all three proposals be accepted, as presented, with a **second** from Commissioner Robin Pendergraft. **Motion carried.**

SCHOOL ACCREDITATION SUBCOMMITTEE

On behalf of the School Accreditation Subcommittee, Commissioner Jones, reported that Sampson Community College, Clinton, NC; Beaufort Community College, Washington, NC;

Alamance Community College, Graham, NC; Durham Police Department, Durham, NC; and Coastal Carolina Community College, Jacksonville, NC had met the standards for school reaccreditation. Commissioner Jones proposed a **motion** that pursuant to 12 NCAC 09B.0200 and 12 NCAC 9C.0401 that each of these be reaccredited for a period of 5 years for the delivery of Commission accredited courses with a **second** from Commissioner Ruth. **Motion carried.** Commissioner Jones further reported that favorable site visits had been conducted at Nash Community College, Rocky Mount, NC and Surry Community College, Dobson, NC. Based upon this, Commissioner Jones proposed a **motion** that in accordance with 12 NCAC 09C.0401/.0402 and 12 NCAC 09B.0200, that Nash Community College and Surry Community College be accredited for the delivery of the Commission's General Instructor Course with a **second** from Commissioner Ruth. **Motion carried.**

NC DEPARTMENT OF PUBLIC SAFETY, DIVISION OF ADULT CORRECTIONS

On behalf of the NC Department of Public Safety, Charles Walston, Deputy Director of the Office of Staff Development and Training, requested to change the service provider for their CPR/First Aid curriculum from the American Red Cross to the Heartsaver Program for the Professional Rescuer provided by the American Heart Association in the Basic Training for Correctional Officers – Basic Life Support (CPR & First Aid) and the Basic Training for Probation/Parole Officers – Basic Life Support (CPR & First Aid). This would necessitate revisions within lesson plans to conform to the training programs published by the American Heart Association.

A restructure of the price per student with the American Red Cross (from \$6 to \$27) necessitated this request. Therefore, Mr. Walston requested that effective July 1, 2012, the NC Department of Public Safety be allowed to utilize the American Heart Association as their service provider where the cost per student would be \$3.00 and their certification would be effective for a period of two years.

Commissioner Pendergraft proposed a **motion** to allow the NC Department of Public Safety, Office of Staff Development and Training to change their service provider for CPR/First Aid curriculum from the American Red Cross to the American Heart Association with a **second** from Commissioner Jones. **Motion carried.**

NC DEPARTMENT OF PUBLIC SAFETY, DIVISION OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION

Mr. Walston further reported that a curriculum work group had met on March 9 and would meet again on May 30 to review the Juvenile Court Counselor curriculum as well as the Juvenile Justice Officer curriculum.

BLET REVISION COMMITTEE UPDATE

On behalf of the BLET Revision Committee, Jennifer Fisher, reported that the BLET Revision Committee met on April 13, 2012, in High Point, NC. She reported on the following items which would be effective July 1, 2012:

- *Physical Fitness Training (BLET: 02N)* – Minor revisions were made to the instructional materials. The “My Pyramid” information was revised to reflect the USDA food guide entitled “My Plate.”
- *Arrest, Search, and Seizure/Constitutional Law (BLET: 04P)* – Minor revisions were made to the instructional materials specifically relating to the invocation of the right to counsel.
- *Field Notetaking and Report Writing (BLET: 08G)* – Minor revisions were made throughout the lesson plan. Additionally, one of the videos was removed due to it being dated.
- *Dealing with Victims and the Public (BLET: 13L)* – Minor revisions were made throughout the lesson plan and a video was removed due to it no longer being accessible.
- *Criminal Investigation (BLET: 15M)* – Minor revisions were made throughout the lesson plan. The videos were removed from this block of instruction. One video was no longer accessible and the other was outdated.
- *Law Enforcement Driver Training (BLET: 18N)* – Minor revisions were made to the references and endnotes
- *Sheriff’s Responsibilities: Detention Duties (BLET: 31E)* – Minor revisions were made to the lesson plan to include revised content about the “Quick Dip Confinement” and new content on the “Confinement in Response to a Violation (Dunk) Program. A handout was added containing screening questions that were removed from the lesson plan.
- *Sheriff’s Responsibilities: Court Duties (BLET: 32E)* – A video was removed due to it no longer being accessible.
- *Human Trafficking (BLET: 36A)* – A minor revision was made to the lesson plan to make a correction to the myths and misconceptions content.
- *Explosives and Hazardous Materials Emergencies (BLET: 26M)* – The video “Suspicious Packages” was removed due to it no longer being accessible.