

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

**EDUCATION AND TRAINING COMMITTEE**

**May 21, 2014**

The Education and Training Committee of the North Carolina Criminal Justice Education and Training Standards Commission met in Room 1427 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
- \*Lee Farnsworth, NC Law Enforcement Officers' Association
- \*Melissa Hinnant, NC Law Enforcement Women's Association
- \*Chief Bill Hollingsed, NC Police Executives Association
- \*Tracy McPherson, Dept. of Community Colleges
- \*Gwen Norville, Appointment by the Governor – Correctional Officer - OSDT
- \*Robin Pendergraft, Attorney General of the State of North Carolina – Ex-Officio Member
- \*Lt. Yolanda Sparrow, North State Law Enforcement Officers' Association

**Visitors**

Elaine Fields, EF East Coast Defense  
Greg Gary, EF East Coast Defense  
Phil Fields, EF East Coast Defense  
Mickey Little, NC Wildlife Commission  
Felicia Banks, NC Dept. of Public Safety - OSDT

**Staff**

Gary Dudley, NC Justice Academy  
Jennifer Fisher, NC Justice Academy  
Stacy Holloman, NC Justice Academy  
Darlene Jackson, NC Justice Academy  
Julia Lohman, NC Sheriffs' Standards Division  
Tim Pressley, NC Criminal Justice Standards Division  
Mark Strickland, NC Justice Academy

\*Committee Members

**WELCOME/ROLL CALL**

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

**MINUTES**

Commissioner Pendergraft proposed a **motion** to accept the minutes of the February 20, 2014, meeting with a **second** from Commissioner Hinnant. **Motion carried.**

**ADMINISTRATIVE CODE: PROPOSED RULE REVISIONS – NC WILDLIFE RESOURCES COMMISSION – WILDLIFE ENFORCEMENT OFFICERS**

On behalf of the Criminal Justice Education and Training Standards Division Staff, Mr. Tim Pressley presented the proposed rule changes for the NC Wildlife Resources Commission. NC Wildlife Resources Commission is requesting to adopt the current BLET program, as opposed to the Wildlife BLET outlined in 12 NCAC 09B.0228. This request would require rule changes for the following rules:

- 12 NCAC 09C.0303 (d) and (e) – Probationary Certification
- 12 NCAC 09B.0228 – Basic Training: Wildlife Enforcement Officers
- 12 NCAC 09B.0401 (b) and (c) – Time Requirements for Completion of Training
- 12 NCAC 09B.0403 (a) (16) – Evaluation for Training Waiver

Captain Mickey Little, NC Wildlife Commission, spoke briefly about this request, noting that these proposed rule changes would assist Wildlife Officers in meeting the established goals and guidelines under BLET.

Discussion among Committee Members included Commissioner Farnsworth inquiring as to whether (16) under 12 NCAC 09B.0403 Evaluation for Training Waiver should be stricken, since many current Wildlife Officers have not taken BLET testing. Mr. Pressley agreed with Commissioner Farnsworth that (16) should remain. Commissioner Lee Farnsworth proposed a **motion** that the Commission authorizes the Planning and Standards Committee to conduct a rule making hearing to amend the following rules for the Basic Training and Certification of Wildlife Enforcement Officers:

- 12 NCAC 09C.0303, subparagraphs (d) and (e) - Probationary Certification
- 12 NCAC 09B.0401, subparagraphs (b) and (c) - Time Requirements for Completion of Training;

and that the Commission authorizes the Planning and Standards Committee to conduct a rule making hearing to repeal the rule 12 NCAC 09B.0228 – *Basic Training: Wildlife Enforcement Officers*, with a **second** from Commissioner Gwen Norville. **Motion Carried.**

**ADMINISTRATIVE CODE: PROPOSED RULE REVISION – 12 NCAC 09B.0203 (e) – ADMISSION OF TRAINEES – NEW READING ASSESSMENT OPTION – BLET**

On behalf of the NC Community College System, Commissioner Tracy McPherson presented the proposed rule change to add a New Reading Assessment Option for the admission standard for the BLET program as outlined in 12 NCAC 09B.0208 (d) Admission of Trainees. There is some concern about community college students not placing in college level courses. Currently, the new NC Diagnostic Assessment and Placement (NC DAP) assessment that is being adopted by the State's Community Colleges as a standardized admission assessment does not meet the specific definition for BLET as outlined in 12 NCAC 09B.0203 (e). However, it does meet the intent of the Commission's mandate for a reading admissions standard.

Commissioner McPherson stated the NC DAP will be advantageous to the students if it is approved in that the assessment will be a regular part of the admissions process and remains on file at the community college, and is also transferrable if the student transfers to another college. The NC DAP was created specifically for North Carolina.

Commissioner Robin Pendergraft stated she was ok with the language and generally ok with adding the assessment option. She added that consistency across the state is a positive thing. She is concerned that the Commission needs documentation on file that placement in the highest level has occurred. Commissioner Farnsworth agreed. After discussion, Commissioner Pendergraft proposed a **motion** to authorize the Planning and Standards Committee to conduct a rule making hearing to amend the rule 12 NCAC 09B.0203(e) *Admission of Trainees*, to add the

NC Diagnostic Assessment and Placement (NC DAP) assessment, contingent upon the Community College System providing sufficient official documentation to the Commission Staff and Legal Counsel before the August 2014 meeting to document that the NC DAP and placement into the recommended developmental course meets the 10<sup>th</sup> grade reading level or equivalent standard of the Commission, with a **second** from Commissioner Bill Hollingsed. **Motion carried.**

### **E&T COMMITTEE CURRICULUM REVISION POLICY**

Mark Strickland proposed a request to revise the E & T Committee Curriculum Revision Policy to remove:

“e. Wildlife Officers (Agency Head, Colonel of the Wildlife Resources Commission)”

Since NC Wildlife Resources Commission will no longer be required to deliver their own BLET in accordance to 12 NCAC 09B.0228, there is no need for Wildlife to maintain a curriculum revision committee. Commissioner Robin Pendergraft proposed a **motion** to accept this revision request, with a **second** from Commissioner Bill Hollingsed. **Motion carried.**

### **LAW ENFORCEMENT PROFESSIONAL CERTIFICATE PROGRAM – Request to Allow Private Vendor to Provide Commission Approved Training**

Tim Pressley presented a request from Elvin “Phil” Fields, Chief Instructor of EF East Coast Defense in Wilson, NC to allow his instruction to be considered “Commission approved” instruction as described in 12 NCAC 09D.0102(b)(2). This rule is found in *Section .0100-Law Enforcement Officers’ Professional Certificate Program*. Mr. Fields would like for his training program to be considered Commission approved so that an NC Law Enforcement Officer can obtain points to apply toward their Professional Certificate.

Commissioner Robin Pendergraft asked how many private vendors currently provide training? Mr. Pressley stated that he did not know of any private vendors who provide training at this time. Commissioner Pendergraft expressed concerns that additional staff may be needed; also, that it may appear that the Commission is “endorsing” vendors. There was discussion that once the door is opened for private vendors, it would set a precedent, and many more requests to use private vendors would be received. The Committee determined that more research is needed on this subject, and the matter was tabled until the August 2014 meeting.

### **SCHOOL ACCREDITATION SUBCOMMITTEE**

On behalf of the School Accreditation Subcommittee, Commissioner Tracy McPherson proposed a **motion** that the following institutions be reaccredited for a period of five (5) years in accordance with 12 NCAC 09B.0200 and 12 NCAC 09C.0401 for the delivery of Commission accredited courses:

- Renewal – Carteret Community College – BLET and SMI
- Renewal – Central Piedmont Community College – BLET, SMI, and General Instructor Training
- Renewal – Charlotte-Mecklenburg Police Department – BLET
- Renewal – Durham County Sheriff’s Office – BLET
- Renewal – Halifax Community College – BLET, SMI, and General Instructor Training

Commissioner McPherson further proposed a **motion** that pursuant to 12 NCAC 09B.0200 and 12 NCAC 09C.0401 and 0402, that James Sprunt Community College be accredited for five (5) years for the delivery of the Commission accredited courses (Speed Measuring Instrument and General Instructor Training); and Sampson Community College be accredited for five (5) years for the delivery of the Commission accredited course (Speed Measuring Instrument), with a **second** from Commissioner Lee Farnsworth. **Motion carried.**

### **SMI ADVISORY COMMITTEE – Revisions of the Speed Measuring Instrument Training Materials**

On behalf of the Speed Measuring Instrument Advisory Committee, Mr. Stacy Holloman, NC Justice Academy, proposed the following minor revisions to the current SMI Operator and Instructor course manuals and/or materials.

1. Minor grammatical corrections and changes to outdated terminology, a misspelled word, and manual covers to reflect the correct revision date
2. A revision to the procedure for Instructors to keep time during the testing of operations in RADAR and Time-Distance to make the procedure more efficient, based upon the input from the Instructors in the field.
3. Revisions to Appendix A and Appendix C, removing the first series of instruments per the deletion procedure approved previously by the Commission
4. The synopsis of a recent legal decision from the NC Court of Appeals concerning the personal estimation of speed by an officer in *State v. Royster*

Mr. Holloman requested that all manual revisions have an effective date of August 1, 2014. The deletion of instruments previously approved by the Commission has an effective date of June 1, 2014. Commissioner Robin Pendergraft proposed a **motion** to accept the revisions as presented, with a **second** from Commissioner Lee Farnsworth. **Motion carried.**

### **NC Justice Academy – Specialized Instructor Pre-Qualifications**

Mr. Stacy Holloman, NC Justice Academy, requested clarification on administrative procedures for Specialized Instructor course Pre-Qualifications. Currently, there is no established standard related to the time period that a pre-qualification is valid. The Academy School Directors recommends the Committee consider that once a student passes a pre-qualification, that student has one calendar year to successfully complete the specialized course. If the student fails to complete the course within one calendar year, the student must demonstrate proficiency in another pre-qualification in order to enroll in another course delivery. Commissioner Lee Farnsworth proposed a **motion** to accept this recommendation, with a **second** from Commissioner Gwen Norville. **Motion carried.**

### **NC LAW ENFORCEMENT WOMEN'S ASSOCIATION – Request for In-Service Training Credits and Pilot Authority**

On behalf of the NC Law Enforcement Women's Association, Commissioner Melissa Hinnant requested that the training delivered by American Military University Instructors Wendy Lawrence and Matthew Bowlin at the NCLEWA Annual Training Conference in Charlotte, NC, be allowed to count towards 24 credit hours for 2014 In-Service Training. The topics are "*Leadership*" and "*Interview and Interrogation: Identifying Deceptive Behavior.*" Commissioner Gwen Norville proposed a **motion** to accept the request as presented, with a **second** from Commissioner Bill Hollingsed. **Motion carried.**

## **NC POLICE EXECUTIVES ASSOCIATION – Request for In-Service Training Credits and Pilot Authority**

On behalf of the NC Police Executives Association, Commissioner Bill Hollingsed requested that the training delivered by the Police Chief from Watertown and the Assistant Superintendent of the Boston Police Department about the Boston Marathon bombing in April 2013, be allowed to count towards four (4) credit hours towards 2014 In-Service Training. Commissioner Lee Farnsworth proposed a **motion** to approve the request as presented, with a **second** from Commissioner Melissa Hinnant. **Motion carried.**

## **BLET REVISION COMMITTEE – Basic Law Enforcement Training Revisions**

On behalf of the BLET Revision Committee, Ms. Jennifer Fisher, NC Justice Academy, reviewed the proposed revisions to the BLET curricula.

- *Crime Prevention (BLET: 19E)* – training objectives revised, and other revisions throughout the lesson plan.
- *Elements of Criminal Law (BLET: 01L)* – training objectives revised, and other revisions throughout the lesson plan; content was added on violations of the domestic violence protective order.

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

## **INFORMATIONAL ITEMS – BLET Revision Committee: Basic Law Enforcement Training Revisions**

Ms. Fisher concluded by reviewing minor revisions made to lesson plans made throughout the BLET curricula.

- Arrest, Search, and Seizure/Constitutional Law (BLET: 04S) – minor revisions were made in the lesson plan; content was added regarding discovery requirements for law enforcement officers;
- Course Orientation (BLET: 01L) – minor revisions were made in the lesson plan;
- Criminal Investigation (BLET: 15P) – minor revisions were made throughout the lesson plan; the handouts were revised;
- Crowd Management (BLET: 28K) – a minor revision was made in the lesson plan;
- Domestic Violence Response (BLET: 21P) – minor revisions were made throughout the lesson plan; the safety briefing form was revised;
- Ethics for Professional Law Enforcement (BLET: 03D) – minor revisions were made in the lesson plan;
- Explosives and Hazardous Materials Emergencies (BLET: 26Q) – minor revisions were made in the lesson plan; a handout was revised;
- In-Custody Transportation (BLET: 24K) – minor revisions were made in the lesson plan; the safety briefing form was revised;

- Interviews: Field and In-Custody (BLET: 09E) – minor revisions were made in the lesson plan; a handout was revised;
- Law Enforcement Radio Procedures and Information Systems (BLET: 07G) – minor revisions were made throughout the lesson plan; content was added on NCAWARE and CJLEADS;
- Motor Vehicle Law (BLET: 17U) – minor revisions were made in the lesson plan; content was added on unsafe movements of a vehicle affecting a motorcycle operator; the handouts were revised;
- Patrol Techniques (BLET: 30N) – minor revisions were made in the lesson plan; content was added regarding animal cruelty; the safety briefing form revised; a handout was removed;
- Rapid Deployment (BLET: 35E) – minor revisions were made in the lesson plan; the safety briefing form was revised;
- Sheriff's Responsibilities: Detention Duties (BLET: 31G) – minor revisions were made in the lesson plan;
- Subject Control/Arrest Techniques (BLET: 10S) – minor revisions were made in the lesson plan;
- Techniques of Traffic Law Enforcement (BLET: 23P) – minor revisions were made in the lesson plan; the safety briefing form was revised; the handouts were revised;

With no further business, the meeting was adjourned at 2:50 pm.