



## AMENDED AGENDA Pete Ricketts, Governor POLICE STANDARDS ADVISORY COUNCIL

**DATE:** October 14, 2022

**TO:** Police Standards Advisory Council

**FROM:** Brenda L. Urbanek, Director

**SUBJECT:** Regular Meeting Wednesday, October 19, 2022, 9:00 A.M.  
Library, Nebraska Law Enforcement Training Center,  
3600 N. Academy Road, Grand Island, Nebraska 68801

- I. CALL TO ORDER
- II. APPROVAL OF SEPTEMBER 22, 2022, P.S.A.C. MINUTES
- III. REPORTS
  - A. Director – N.L.E.T.C.
  - B. Deputy Director of Training – N.L.E.T.C.
  - C. Nebraska State Patrol
  - D. S.L.D.E.A.
  - E. CRIME COMMISSION REPORT
- IV. OLD BUSINESS
  - A. Licensing Exam Review



**V. NEW BUSINESS**

- A. Original Academy Instructor Application Attachment #1

Professional

Jonathan Walter Omaha Police Department

- B. Recertification Academy Instructor Application Attachment #2

Professional

Alan Grell Lincoln Police Department

Cassandra Nissen Lincoln Police Department

- C. NCO Eligible for Automatic Extension 16 Week Deadline Attachment #3

Joel Carpenter Brown County SO 12/27/22

Paul Cunningham Broken Bow PD 1/9/23

Grant Jenson Johnson County SO 1/2/23

Christopher Shelby Broken Bow PD 1/9/23

- D. NCO Completed 80 Hours of Training

Joel Carpenter Brown County SO

Paul Cunningham Broken Bow PD

Christopher Shelby Broken Bow PD

- E. Trainees

Brandon Collins-Flamig Morrill County SO

Robert Corsini Douglas County SO

Zachary Harston Grand Island PD

Aubree Hudspeth Sheridan County SO

Corina Strider Boyd Co SO

Derek White Rock Co SO (In the 212<sup>th</sup>, one year was up 8/20/22)

- F. State Academy 2023 Curriculum Summary Proposal Attachment #4

- G. Enrollment Allotment  
Title 79, Chapter 6

**VI.**

- A. In-Person Management

Chief John R. Hickman  
Beatrice Police Department

Attachment #5

**VII. OTHER BUSINESS**

- A. **Date, Time & Location of Next Meeting**

November 16, 2022; 9:00; Library, Nebraska Law Enforcement Training Center,  
3600 North Academy Road, Grand Island, Nebraska



REGULAR MEETING OF THE  
POLICE STANDARDS ADVISORY COUNCIL  
SEPTEMBER 22, 2022

**I. CALL TO ORDER**

Chairman, Sheriff Osmond called the meeting to order at 9:00 A.M. Legal notice of the meeting was published in the Lincoln Journal Star on Friday, September 9th. Roll call: Sheriff Dan Osmond, Sergeant Drew Bolzer, Lieutenant Colonel Buck Duis, Chief Mark Hogue, Assistant Chief Brian Jackson, Chief Deputy Greg London, Chief Tracy Wolf

**II. APPROVAL OF SEPTEMBER 22, 2022 P.S.A.C. MINUTES**

**MOTION**

Chief Deputy Greg London motioned to approve the minutes from the September 22, 2022, meeting. Chief Tracy Wolf seconded the motion. Members voting in favor: Sheriff Osmond, Sergeant Bolzer, Lt. Col. Duis, Chief Hogue, Asst. Chief. Brian Jackson, Chief. Dep. Greg London, Mr. Matt McCarthy, Deputy Chief Sherie Thomas, Chief. Tracy Wolf. Motion carried.

**III. REPORTS**

**A. Director - N.L.E.T.C.**

Director Urbanek discussed Reciprocity applications; we had a testing session in August where two people took a written test and both passed and also passed the physical test so the first month, we had 8 applicants and the second month we had 2 who met it. In reviewing the applications and the equivalency it's a little early to determine there were only 10 applications but what seemed to be a consistent theme was applicants are short in active shooter hours in comparison of what the training center does, as well as some of the legal procedure classes. What I do is send a letter to the agency, identifying how many hours they are deficient in those topic areas and give them another opportunity to make that up and thus far everybody has been able to provide documentation that their applicant has gotten it straight so it's working.



I traveled to northeast Nebraska two weeks ago and investigated an officer's misconduct involving a conviction. I have since filed an informal complaint with the Executive Director. This came to our attention through the county attorney, who felt it was his duty to report the conviction. He had no knowledge of the officer being charged criminally, which then raised the issue of this was misconduct and we should have been notified by the administrator, but when read the statute it deals with officer misconduct, it talks about the agency receives a good and that's all it says, it doesn't say was it an internal complaint, is it a complaint from a citizen, was it a criminal complaint, so I've reached out to the agency to educate them. In the future when something like this happens, you should report it to us and we can make a determination whether or not it was misconduct or not. It continues to be an education process

I conducted the audit for the Training Center's Academy, which brings to a conclusion all inspections for 2022, all academies are in compliance with §81-1410.01, which came into effect with LB51, which required de-escalation training.

The expansion of the construction for NSP, the Training Center, and the Executive Director. That team spent two days with the firm awarded the contract. The firm will be working on the program statement, and we continue to look forward to that. I would be happy to answer any questions.

B. Deputy Director of Training- N.L.E.T.C.

Deputy Director Stephenson addressed the Council stating August 29<sup>th</sup> we started the 212<sup>th</sup> Basic Academy with 49 students. The challenge we have been faced with so far is week three we had 4 notify us of positive Covid cases. Those students this week returned to class, we were able to continue their lecture classes fortunately most of the classes in the third and fourth weeks are all lecture, so we were able to keep them going through online with WebEx, similar to Zoom. The instructors are doing their lecture through that. Since we went to all electronic testing, they didn't miss a test either.

This week, we were notified there was an additional case of Covid, so we were waiting to see if we were going to have some residual cases, but we did not. We had just the one. This particular person was sick last week so he is not here, as soon as that person tests negative, he can return, but for now he can attend lecture through Web Ex. We start skills next week.

Training/Instruction conducted during this period

Supervision Course	September 15-19	49 participants
Patrol Rifle Instructor Course	September 15-19	20 participants
Nebraska State Patrol Agency Training	September 22-25	16 participants
Advanced Crash Investigations	September 19-23	20 participants

Racheal Kohlman, Staff Instructor conducted a tour for CCC attended by Grand Island Senior High members of the Public Safety Professional Program.

Interviews will be held Monday, September 26, 2022, for the Driving Instructor position - two applied.

The Firearms Range is finally operational with turning targets.

Staff Instructors: Mike Kerby and Randi Webb were awarded the Leadership in Excellence Awards. They will be presented to them in Lincoln.

C. Nebraska State Patrol

Camp 66 finished up week 10 we still have 18. Last week they completed Defensive Tactics and next week they will do DUI.

D. Sarpy Douglas Law Enforcement Academy

Director Wagner was not present, no report given.

E. Crime Commission Report

Dr. Arp briefly discussed the Commission budget.

Dr. Arp discussed the project site team stating it was at the Training Center for two days and expected the program statement to be out at the end of the year or first part of the year, which would allow us to initiate land acquisitions and start seeing some actual projects happening.

It's legislative Bill time, a newspaper article regarding Senator's William and McKenny was pushing to introduce a law for a public Giglio list for Nebraska Officers. He imagined the list would probably end up on the Commission website at some point.

#### IV. OLD BUSINESS

A. Testing Process Review

Chairman Dan Osmond asked for a motion to go into Executive Session before going into discussion.

**MOTION**

Lieutenant Colonel Duis; I would move that the Council go into Executive Session based on the prevention of needless injury of reputation and for the purposes of Executive Session we will allow the following to remain in the room: all Council members and Council secretary.

Chairman Osmond stated, I think maybe our Counsel member, we might need his advice? Lt. Col. Duis responded no. Sergeant Bolzer; I second the motion. Voting in favor; Sergeant Bolzer, Lt. Col. Duis, Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Mr. McCarthy, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond. The meeting went into Executive Session at 9:17 A.M.

## MOTION

Mr. McCarthy: I would move that the Council come out of Executive Session. Assistant Chief Brian Jackson seconded the motion. Voting in favor; Sergeant Bolzer, Lt. Col. Duis, Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Mr. McCarthy, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond. The meeting came out of Executive Session at 10:22 A.M.

Chairman Osmond stated the Board met and obviously discussed the testing process review that was on the agenda here and the board would like to request that Executive Director Arp, we would request a review of this testing process kind of just from anyone of when it all started to the very end. Just, there were some concerns that the board had, maybe along the way of how it happened you know, of how we got from point A to point B to the end, we just kind of want an overview, talk to the people involved, what you see maybe some good things that happened, maybe some bad things that happened, you know what went wrong, what went right. The licensing exam just a different set of eyes on it and then if you think you can get it done in 30 days and have it ready for the next meeting, that would be great. If you think you need more time than that, just let us know how much time you do need.

Dr. Arp stated 30 days could be possible, give me a week or two, then I can let everybody know. Having done these before, but 30 days does seem possible. Dr. Arp asked if there were any specific questions?

Chairman Osmond replied no, just a broad overview of what happened.

### B. Title 79, Chapter 8

Chairman Osmond stated we had two main questions on this Rule and Regulation. Marijuana, where we were going to leave it at 2 years, or change it to 18 months, or 1 year. Director Urbanek has information for us.

Director Urbanek stated after the last meeting she reached out to IADLEST and asked the questions: How many states required citizenship for a law enforcement officers? Do you have a timeline of the last use of marijuana and if so, what is the timeline? We only received 20 responses back.

Citizenship – One of the reasons for that is; how do you do a background investigation on someone not from this country?

The state of California responded that they required citizenship.

Marijuana – Precertification marijuana timeline; you can see the one year. The one that stuck out a lot to me was the agency discretion. There is no agency discretion that says, you can't abuse marijuana within X number of years, it's the agency's choice. It's either 5% of the respondent's reported at two years, one year is the one that had the most responses to it and then the last question I asked was, can your sworn people use marijuana if it's legal in the state and 42% of them said, even if it's legal in our state, we don't allow sworn officers to use it.

Assistant Chief Jackson: from our last meeting I remember three issues; citizenship, marijuana and use of any drug not prescribed to the applicant in five (5) or (3) years.

Assistant Chief Jackson: the question was asked at the end of the meeting, not everybody was there, is there any other issues in Chapter 8 other than what was discussed and there was none.

Chairman Osmond: I think it was just those issues, once we got those hurdles, we were good with the rest of the chapter and I remember the five (5) and three (3) being that much of a sticking point, was it?

Seeing the numbers Director Urbanek put out here, thank you for doing that and getting the information. I think it helps to see what other people are doing. We have had a month to think about it and see where we are going with this.

Chief Deputy London: On the citizenship requirement, I know the language had changed, I am good with the way it is written right now because they have to be a citizen or if they don't it has to be addressed in Neb. Reb. Stat. §4-111. I like the way it's written; I think it solves our issues. It's on the bottom of page 35 and top of page 36.

Assistant Chief Jackson: What are your thoughts on agency

Chief Deputy London: I think we are just complying with state laws, that's all we're doing on this one right Dave.

Mr. Stolz replied it's consistent with Chapter 4 it talks about benefit of taxpayer dollars in Nebraska, and it is very specific as to who can get it and that's where that language comes from.

Chairman Osmond: If we just leave it, "The applicant is a citizen of the United States." Simple, you are a citizen of the United States, and we are following state law in Neb. Rev. Stat. §4-111.

Mr. Stolz stated Neb. Reb. Stat. §4-111 really just talks about who's able to get public benefits in the state of Nebraska that's all it really talks about and so when we were talking about that in the working group it seemed logical since they had already defined that in this section just to pull it out of there and that's what I did.

Chapter 4 is called and titled "Aliens" and talks about you can get public benefits and you have to either be a U.S. citizen or lawfully of this country to receive benefits in the State of Nebraska.

Mr. Stolz, it is and that's the language you see on the top of page 36, or be able to obtain a professional license,

Chief Jackson either, yes or no, it makes it very simple, you have a process to make it if you want it to be there.

Chairman Osmond: Is everyone good with just reverting back to the current language?

Council: Yes

Director Urbanek: The language the way I have it would be: The applicant is a citizen of the United States.

Chairman Osmond: Okay, let's go to marijuana. We got a lot of one year, agency choice, we're at two years right now last time we were kind of divided, now we have more people here.

Mr. Stolz asked about CBD Products that we need to ponder after the last working group it was added that has not use marijuana for any purpose in the last twelve (12) months unless the use is lawful in the State of Nebraska. What do you do with tetranine Delta-8, CBD products? As far as, I know they are legal because they are being sold everywhere and you've made a decision you or someone else saying that they can be disqualified. If you leave the language in, I think you open the door for tetranine Delta-8, just food for thought.

Right now, you can go into any hemp shop, gas station and get delta-9 products and they have hallucinogenic properties probably not the same as enhance THC but this board in February said that would be grounds to disqualify under the current marijuana usage. If you are okay with the applicant using those two lawful products in the state, then I suggest you leave the language in if not then you should probably remove the suggested language. Again, your call.

Deputy Chief Thomas stated she sat on the committee and was a proponent of the twelve months and how people go to different states, Colorado, etc., and because of the two-year rule they are not being considered because of the time frame and the drug rule. If it is lawful in the State of Nebraska, I don't know why we would disqualify someone from being considered if everything else works out with their background.

Council members stated it was still an agency decision if an agency wanted to do something different and not allow the use of it.

Chairman Osmond asked for a Strong Pole vote. Because it's written as 12 months and the use lawfully in the State of Nebraska based on Marijuana strong pole Yes votes: 5 votes

We need a discussion on the ones that did not vote yes. We need the reasoning.

The standard is, it is a misdemeanor, it's 18 months; 1<sup>st</sup> offense is an infraction though.

Lt. Col Duis stated he would be more comfortable with 18 months, I still wouldn't be thrilled with it, but he could live with it, cutting it in half seemed like too big of a jump. The other piece, he didn't like was the language, lawfulness in Nebraska, who determines that? If they use something they bought at a gas station, do we know for sure that's what it was, who determines what it is, and if it's legal. To me it just gets cloudy. We have to make sure what the intent is.

Director Urbanek stated at the end of the day, whatever number is chosen we don't care it all goes back to how is that verified. After the last meeting the discussion was why not make it one year if you do a polygraph if you want to increase the applicants.

Chief Deputy London felt they could revert back to the original language on section 005.02A6d and asked if it should be 5 or 3 years.



Director Urbanek stated it would read: “Has not used any dangerous drugs or narcotics other than marijuana for any purpose in the last five (5) years.”

Chief Deputy London asked if everyone was good with that?

Sheriff Osmond asked for a Strong Poll on this. We will go back to the dangerous drugs or narcotics and use three (3) years. Those in favor – 5

Director Urbanek reviewed each section of difference prior to the vote:

005.01A; The applicant is a citizen of the United States. (The start date of the academy)

005.02A6b; Has not used marijuana for any purpose in the last twelve (12) months unless the use is lawful in the State of Nebraska.

005.02A6d; Has not illegally used any dangerous drugs or narcotics other than marijuana, in the last three (3) years.

Lieutenant Colonel Duis asked to go back to section 005.02A6b and replace “is” to “becomes” lawful in the State of Nebraska. I think it instills the intent better

005.02A6b; Has not used marijuana for any purpose in the last twelve (12) months unless the use becomes lawful in the State of Nebraska.

### **MOTION**

Assistant Chief Jackson: I would make a motion that we approve Title 79, Chapter 8 as earlier discussed with the changes we just made. Deputy Chief Sherie Thomas seconded the motion. Voting in favor of the motion; Assistant Chief Jackson, Chief Deputy London, Mr. McCarthy, Deputy Chief Thomas, Sheriff Osmond. Voting against the motion; Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue, Chief Wolf. The motion passed 5 – 4.

The meeting broke at 11:20 A.M. and resumed at 11:30 A.M.

## **V. NEW BUSINESS**

A. Waiver of one-year Management requirement & online Management requirement.

1. Dale Davis, Ne Game & Parks

Director Urbanek stated Mr. Davis needs to attend Management but will not be able to attend the online portion of Management until November or December putting him beyond his one-year making it necessary for a waiver. She recommended a waiver.

### **MOTION**

Chief Wolf motioned for a waiver for Dale Davis of the Nebraska Game and Parks. Chief Hogue seconded the motion. Voting in favor; Chief Hogue, Assistant Chief Jackson, Assistant Chief London, Mr. McCarthy, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, and Lieutenant Colonel Duis. Motion carried.

B. Waiver of one-year Supervision requirement

1. Sergeant Andrea Hurt, Sarpy County Sheriff's Office

Director Urbanek stated Sergeant Hurt of the Sarpy County Sheriff's Office was promoted in rank in 2022 however unable to attend Supervision training due to health reasons. Since this class is only held once a year at the Training Center the next course will be held in 2023. I would request the Council grant the waiver.

**MOTION**

Assistant Chief Jackson motioned to grant a waiver for Supervision Training to Sergeant Andrea Hurt of the Sarpy County Sheriff's Office. Deputy Chief Thomas seconded the motion. Voting in favor; Assistant Chief Jackson, Mr. McCarthy, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue, and Assistant Chief London abstained. Motion carried.

C. Annual Academy Inspection

1. Nebraska State Patrol

Director Urbanek reviewed the memorandum of Academy Inspection and recommended approval be granted to the Nebraska State Patrol Academy for 2022.

**MOTION**

Assistant Chief Jackson motioned to approve the Nebraska State Patrol Academy for 2022. Deputy Chief Thomas seconded the motion. Voting in favor of the motion. Chief Deputy London, Mr. McCarthy, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Chief Hogue, Assistant Chief Jackson, and Lieutenant Colonel Duis abstained. Motion carried.

2. Lincoln Police Department

Director Urbanek recommended approval be granted to the Lincoln Police Department Academy for 2022.

**MOTION**

Chief Mark Hogue motioned to approve the Lincoln Police Department Academy Inspection for 2022. Mr. McCarthy seconded the motion. Voting in favor of the motion; Mr. McCarthy, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue, Chief Deputy London, Assistant Chief Jackson abstained. Motion carried.

3. Nebraska Law Enforcement Training Center

Director Urbanek recommended approval be granted to the Nebraska Law Enforcement Training Academy for 2022.

**MOTION**

Mr. McCarthy motioned to approve the Nebraska Law Enforcement Training Center Academy Inspection for 2022. Chief Hogue seconded the motion. Voting in favor of the motion; Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue, Chief Deputy London, Assistant Chief Jackson Mr. McCarthy. Motion carried.

D. Original Academy Instructor Applications

General

Delitha Lang	NSP
Monty Lovelace	NSP
Derek Lohner	NSP

Deputy Director Stephenson recommended approval of the General Original Academy Instructor applicants as submitted.

**MOTION**

Chief Tracy made a motion for approval for the three NSP applicants. Deputy Chief Thomas seconded the motion. Voting in favor: Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Mr. McCarthy, Deputy Chief Thomas, Lieutenant Colonel Duis abstained. Motion carried.

Legal

Shawn Hagerty	Douglas County Attorney for OPD
Demetria Herman	Douglas County Attorney for OPD
Michael Murer	Douglas County Attorney for OPD

Deputy Director Stephenson recommended approval of the Original Legal Academy Instructor applicants for OPD as submitted.

**MOTION**

Assistant Chief Brian Jackson made a motion for approval of the legal instructor certifications for the individuals listed. Chief Hogue seconded the motion. Voting in favor: Sheriff Osmond, Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Mr. McCarthy, Chief Wolf, Deputy Chief Thomas abstained. Motion carried.

Professional

Jennifer Bogdanoff	Omaha Police Department
Angie Circo	Omaha Police Department
Timothy Lasater	Omaha Police Department
Melissa McDermott	Omaha Police Department
Elizabeth McQueen	Lincoln Police Department

Joel Strominger  
Jerald Swanson

Omaha Police Department  
Omaha Police Department

Deputy Director Stephenson recommended approval of the Original Professional Academy Instructor applicants for the Omaha and Lincoln Police Department's as submitted.

**MOTION**

Mr. McCarthy made a motion to approval the Professional Original Academy Instructor applications for the individuals listed. Sergeant Bolzer seconded the motion. Voting in favor: Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue, Chief Deputy London, Mr. McCarthy, Chief Wolf, Sheriff Osmond, Assistant Chief Jackson, Deputy Chief Thomas abstained. Motion carried.

E. Recertification Academy Instruction Applications

General

Duane Winkler

Lincoln Police Department

Deputy Director Stephenson recommended approval of the General Recertification Academy Instructor applicant as submitted.

**MOTION**

Deputy Chief Thomas motioned for the Council to approve the recertification for Duane Winkler of the Lincoln Police Department. Mr. McCarthy seconded the motion. Voting in favor: Lieutenant Colonel Duis, Chief Hogue, Chief Deputy London, Mr. McCarthy, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, and Assistant Chief Jackson, abstained. Motion carried.

Legal

Donald Klein  
Ann Christine Miller  
Michelle Peters

Douglas County Attorney for OPD  
Douglas County Attorney for OPD  
City of Omaha for OPD

Deputy Director Stephenson recommended approval of the Legal Recertification Academy Instructor applicants as submitted.

**MOTION**

Mr. McCarthy motioned for the Council to approve the legal recertification applications as listed in attachment #. Assistant Chief Jackson seconded the motion. Voting in favor: Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Mr. McCarthy, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Lieutenant Colonel Duis. Deputy Chief Thomas, abstained. Motion carried.

Professional

Jeffrey Crouch

Omaha Police Department

Chad Hein	Lincoln Police Department
Brad Junker	Lincoln Police Department
Rusty Lashley	Lincoln Police Department
Dr. John Lehnhoff	Arbor Counseling for OPD
Michael Muff	Lincoln Police Department
Jacob Ritonya	Omaha Police Department
Allen Straub	Omaha Police Department

Deputy Director Stephenson recommended approval of the Professional Recertification Academy Instructor applicants as submitted.

**MOTION**

Chief Hogue motioned for the Council to approve the Professional Recertification applications as listed. Sergeant Bolzer seconded the motion. Voting in favor: Chief Deputy London, Mr. McCarthy, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue. Assistant Chief Jackson, and Deputy Chief Thomas, abstained. Motion carried.

F.	NCO Eligible for Automatic Extension	<u>16 Week Deadline</u>
	Casey Anderson, Phelps Co. So	10/18/2022
	Brenden Kegin, Fillmore Co SO	12/16/22
	Juan Sarmiento-Borrego, Lexington PD	12/2/22
	Jacob Thome, LaVista PD	9/26/22

Director Urbanek stated the above listed individuals were all eligible for an automatic 16-week extension of their NCO status.

**MOTION**

Assistant Chief Jackson motioned to grant the NCO status for automatic extension for Casey Anderson, Brenden Kegin, Juan Sarmiento, and Jacob Thome. Chief Hogue seconded the motion. Voting in favor: Chief Deputy London, Mr. McCarthy, Deputy Chief Thomas, Sheriff Osmond, Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue, Assistant Chief Jackson, Chief Wolf abstained Motion carried.

G. NCO Completed 80 Hours of Training

Kaleb Johnson, Scottsbluff PD  
 Brendon Kegin, Fillmore Co SO  
 Daniel Lever, North Platte PD  
 Juan Sarmiento-Borrego, Lexington PD

Director Urbanek stated the above four officers had completed their 80 hours of pre-academy work, the statute requires that if they are going to interact with the public, they complete the 80 hours of training and that it be reported to the Council. No action was needed.

H. Trainees

Paul Cunningham, Broken Bow PD  
Justin Dutcher, Richardson Co SO  
Trenton Gurnsey, Rock Co SO Jonathan  
Haefele, Sidney PD  
MacLeod Hardy, North Platte PD  
Dwayne Harvill, Polk Co SO  
Nathan Moore, Bellevue PD  
Brandon Otto, Grand Island PD  
Tate Pierce, Buffalo Co SO  
Kenneth Safford, Bellevue PD  
Charles Shell, Bellevue PD  
Nolan Siemonsma, Plattsmouth PD  
Dillon Simon, Metro Comm College PD  
Ty Staman, Lincoln Co SO  
Jasmine Tutlam-Hazen, Frontier Co SO Jacob  
Wasser, Buffalo Co SO

Director Urbanek reported the training center received change in status forms for the above-named individuals with titles of Trainees over the last 30 days. No was action needed.

I. Voluntary Surrender

LR-209-21 Brandon Dolezal

Mr. Stolz presented Exhibit #1, a consent to Revocation of law enforcement Certificate and Waiver of notice of hearing and asked that it be received and entered into the record in this particular case.

Chairman Osmond received Exhibit #1 and excepted it into the record.

Mr. Stolz gave a brief overview of the factual basis and asked that the Council accept the relinquishment and recommended to the Council that the respondent's law enforcement certification be revoked based upon Title 79 of the Nebraska administrative Code, Chapter 9.

The Respondent had his Basic certification issued to him on or about June 17, 2020, he acknowledges a complaint was made by the Executive Director of the Crime Commission on or about May 24, 2021. He reviewed and is familiar with the contents of the complaint and is aware of the circumstances surrounding the allegations made in the complaint. He acknowledges the complaint arose out of alleged facts and circumstances that occurred while he had a Nebraska Law Enforcement Certificate in the State of Nebraska. He is aware of his rights under the statutes and rules and regulations of the Commission to resist the complaint, to be represented by counsel, to have a full administrative evidentiary hearing before this body if the complaint is pursued and to appeal any adverse decision of the Council and the Commission to the Nebraska courts. But rather than to resist, contest or dispute the complaint filed against him he wishes to voluntarily surrender his law enforcement officer certificate by this body as well as the Nebraska Commission on Law Enforcement and Criminal Justice and freely and voluntarily waives his right to notice, appearance and hearing prior to such revocation action being taken.

Based on the forgoing I would ask the Council to accept the relinquishment and recommend to the Commission that respondent's law enforcement officer certificate be revoked based upon a violation his oath of office and code of ethics per Neb. Rev. Stat. §81-1403(6)(c) and Title 79 of the Administrative Code Chapter 9 section 003.03 and 003.04.

MOTION

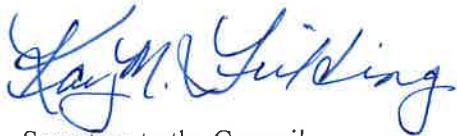
Chief Deputy Greg London: Based upon the fact that the respondent has signed a Consent to Revocation of Law Enforcement Certification and waiver of notice and hearing and has voluntarily surrendered his certificate, I make a motion that the Council accept the surrender of Brandon Dolezal's Nebraska Law Enforcement Certificate based on the recommendation of Counsel David Stolz. Said revocation to be effective upon review and acceptance of the surrender by the Nebraska Commission on Law Enforcement and Criminal Justice. Deputy Chief Sherie Thomas seconded the motion. Voting in favor; Mr. McCarthy, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Lieutenant Colonel Duis, Chief Hogue, Assistant Chief Jackson, and Chief Deputy London. Motion carried unanimously.

**VI. OTHER BUSINESS**

- A. Date, Time & Location of Next Meeting  
October 19, 2022, 9:00 a.m., Library, Nebraska Law Enforcement Training Center  
3600 North Academy Road, Grand Island, Nebraska 68801

Respectfully submitted,

Kay Fielding,



Secretary to the Council