



AMENDED AGENDA POLICE STANDARDS ADVISORY COUNCIL

DATE: November 14, 2022

TO: Police Standards Advisory Council

FROM: Brenda L. Urbanek, Director

SUBJECT: Regular Meeting Wednesday, November 16, 2022, 9:00 A.M.
Library, Nebraska Law Enforcement Training Center, Grand Island, Nebraska

I. CALL TO ORDER

II. APPROVAL OF OCTOBER 19, 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. Sarpy Douglas Law Enforcement Academy
- E. Crime Commission Report

IV. OLD BUSINESS

- A. No Old Business



V. NEW BUSINESS

A. Revocation Hearing

1. Taylor A. Menke LR 205-21

B. Waiver of on-line Management Requirement

1. Tom Hughson, Ne Brand Committee **Attachment #1**

C. Continue Suspension - Emergency Vehicle Road Course Standard

Lincoln Police Department Recruit Academy **Attachment #2**

D. NCO Eligible for Automatic Extension 16 Week Deadline

Jayda Furtado Johnson Co SO 12/09/22

E. NCO Not Eligible for Automatic Extension

Eliseo Guzman La Vista PD 11/20/22

F. NCO Completed 80 Hours of Training **Attachment #3**

Aubree Hudspeth Sheridan Co SO
Shannon Nelson Sheridan Co SO

G. Trainees

Kyle Golay Superior PD
Sarah Horn Custer Co SO
Samantha Houchin Superior PD
Daniel Weber Bellevue PD

H. Title 79, Chapter 8

Training Academy Admission Qualifications and Procedures
PRO Review

I. SDLEA is requesting 2 recruit classes for 2023 with enrollment estimated at 24 per class

2023-01: 02 Jan - 19 May 2023

2023-02: 03 Jul - 17 Nov 2023

VI. OTHER BUSINESS

A. Date, Time & Location of Next Meeting

December 21, 2022, 9:00 a.m., Library, Nebraska Law Enforcement Training Center
3600 North Academy Road, Grand Island, Nebraska 68801



REGULAR MEETING OF THE
POLICE STANDARDS ADVISORY COUNCIL
October 19, 2022

I. CALL TO ORDER

Chairman Osmond called the meeting to order at 9:05 A.M. Legal notice of the meeting was published in the Lincoln Journal Star on Friday, October 9th. Roll call: Sheriff Dan Osmond, Chief Deputy Greg London, Chief Tracy Wolf, Chief Mark Hogue, Deputy Chief Sherie Thomas, and Sergeant Drew Bolzer. Assistant Chief Brian Jackson arrived at 9:07. Lieutenant Colonel Buck Duis and Mr. Matthew McCarthy were not present.

A current copy of the Nebraska Open Meetings Act was on hand and available for reference. Notice of the meeting was published in the Lincoln Journal Star on Saturday, October 8th.

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

Chief Wolf motioned to approve the September 22nd minutes. Sergeant Bolzer seconded the motion. Roll call vote: Sheriff Osmond, Sergeant Bolzer, Chief Hogue, Chief Deputy London, Deputy Chief Thomas, Chief Wolf. Assistant Chief Jackson did not hear the motion and did not vote. Mr. McCarthy and Lieutenant Colonel Duis were absent. The motion passed unanimously.

III. REPORTS

A. Director – N.L.E.T.C.

Director Urbanek stated she attended and presented at the NSA/POAN Conference a couple weeks ago. During her presentation she reminded the attendees of the changes to the reciprocity program, specifically that there was no longer a training component provided by NLETC due to the statute change. I was invited to and attended the PCAN and POAN meetings at that Conference. I discussed that we had conducted Reciprocity Admissions Recertification training. 7 people in September tested and passed the written exam, 3 passed the PRET and 4 passed the physical test. So, our accumulative data that was programed since July when we started doing the testing, there was 16 people who have tested, one failed the written exam and later passed the retake, 8 have taken the PRET and 8 have taken the physical test and all have passed that.



The reciprocity packets that we currently have in the application pipeline, I have 2 nonlaw applicants, those people not hired by an agency who are looking to get hired by an agency and get Nebraska certified and make themselves marketable, the background investigation on those will be conducted by Dennis Leonard. As he gets to that, we will have 2 nonlaw reciprocities, hopefully we will be able to be eligible for the test. They have 6 currently in process. Agencies are starting to get the hang of it. Consistently there are topics where it does not meet the Council approved 70% threshold: active shooter, radar and SFST. There are some legal courses which fail to meet the 70% but when I look deeper into their curriculum, we have a class called arrest, search and seizure which covers the 4th amendment and they have a class called constitutional law, which covers it, so sometimes it's just figuring out what that had in terms of what we have. These numbers are slightly above what we would annually see for the previous reciprocity program, it's at this juncture we haven't seen an overwhelming increase, it's been consistent with what we had before.

The Executive Director mentioned before the meeting a contested revocation hearing has been scheduled for the November meeting.

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

Mr. Stephenson stated the 212th class was in its 8th week. We have an in-person Management taking place with 38 in attendance. An on-line Management course is also going on with 11 enrolled.

C. Nebraska State Patrol

Captain Miller reported Camp 66 was on week 14 of 22. A couple weeks ago a cadet was separated from training for academic reasons, leaving us with 17. Next week they will begin Accident Investigation courses.

We are about halfway through the selection process for Camp 67 that will begin January 8th.

D. S.L.D.E.A.

Director Urbanek reported in Director Wagoner's absence stating their graduation was set for Friday, November 18th.

E. CRIME COMMISSION REPORT

Executive Director Arp stated we received the venter notice from the September 14th and 15th site projects. I think they will be used to give us a better idea of the cost.

I was contacted by Chief Waugh, Kearney Police Department I think he sent an email to Brenda and I both about UNK having some Nebraska Safety Center money and building a new driving center on the East side of Kearney and the project group is going to build a whole pattern roundabout, parking, high-speed track and they want to talk to us to see if there is any potential to partner with having our driving education at their facility and what it might look like. On its face it seemed a little far away, but I think it's worth a conversation with UNK to see what they envision and see if we couldn't take

advantage of. I don't want to commit that it seems like it's a 100% a good idea, but the chance to have access to a city grid pattern, roundabout, street parking at UNK, there are two places that are going to be wired for research, I think it would behoove us to look at the possibilities for the Training Center and UNK to set up a meeting between the staff.

IV. OLD BUSINESS

A. Licensing Exam Review

Chairman Osmond asked for a motion to go into executive session.

MOTION

Chief Deputy London: I would move that the Council go into Executive Session based on the prevention and needless injury to the reputation of the vendor of Val, I'm not sure of his complete name, and for the purposes of Executive Session we will allow the following to remain in the room; Don Arp, the Executive Director of the Crime Commission, and Kay. Deputy Chief Thomas seconded the motion. Roll call vote: Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer. Mr. McCarthy and Lieutenant Colonel Duis were not present. Motion carried.

The time is 9:20 A.M.

MOTION

Chief Hogue: I would move that the Council come out of Executive Session. Deputy Chief Thomas seconded the motion. Roll call vote: Sergeant Bolzer, Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond. Mr. McCarthy and Lieutenant Colonel Duis were not present. Motion carried.

Chairman Osmond: All parties present when the Council went into Executive Session are again present. The time is 10:28 A.M. I don't believe we have need for a motion. There was no motion.

V. NEW BUSINESS

A. Original Academy Instructor Application

Professional

Jonathan Waller

Omaha Police Department

Deputy Director Stephenson recommended Mr. Waller be approved for Original Professional Certification.

MOTION

Assistant Chief Jackson: I would make a motion for Original Professional Academy Certification of Jonathan Waller of Omaha P.D. as recommended by NLETC. Chief Hogue seconded the motion. Roll call vote: Assistant Chief Jackson, Chief Deputy London, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Chief Hogue. Deputy Chief Thomas abstained. Motion carried.

B. Recertification Academy Instructor Application

Professional

Alan Grell	Lincoln Police Department
Cassandra Nissen	Lincoln Police Department

Deputy Director of Training recommended both officers be approved for Recertification as approved by NLETC staff.

MOTION

Sergeant Bolzer motioned to accept the Recertification of Professional Academy Certification for Alan Grell and Cassandra Nissen of Lincoln Police Department as recommended by NLETC. Chief Hogue seconded the motion. Roll call vote: Chief Deputy London, Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, and Chief Hogue. Assistant Chief Jackson abstained. Motion carried.

C. NCO Eligible for Automatic Extension 16 Week Deadline

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

Director Urbanek stated the four officers were all eligible for the 16 week - automatic extension and recommended a motion to grant an automatic extension.

MOTION

Chief Wolf motioned to grant an extension to Joel Carpenter, Paul Cunningham, Grant Jenson, and Christopher Shelby. Chief Hogue seconded the motion. Roll call vote: Deputy Chief Thomas, Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Chief Hogue, Assistant Chief Jackson, Chief Deputy London. Motion carried.

D. NCO Completed 80 Hours of Training

Joel Carpenter	Brown County SO
Paul Cunningham	Broken Bow PD
Christopher Shelby	Broken Bow PD

Director Urbanek stated no action was needed, it just needed to be reported to the Council.

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 th , one year was up 8/20/22)

Director Urbanek stated this item also needed no action, just needed to be reported to the Council.

F. State Academy 2023 Curriculum Summary Proposal

Deputy Director Stephenson stated if approved, the curriculum would increase by six hours bringing the total hours from 638 to 644. All tests are scheduled to be given during day hours. It's a proposal to keep everything within the 8:00 A.M. to 5:00 P. M. training day except for night drills and night scenarios. For the record what we have been doing with the tests this basic has not been an issue, we've seen better test scores. So being able to block the tests that way has worked out great. This is just another proposal to eliminate some of the night classes. If this doesn't work and it becomes an issue, we can change it back around.

MOTION

Chief Hogue motioned to approve the State Academy 2023 Curriculum Summary Proposal in Attachment #4. Deputy Chief Thomas seconded the motion. Roll call vote: Chief Wolf, Sheriff Osmond, Sergeant Bolzer, Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Deputy Chief Thomas. Motion carried.

G. Enrollment Allotment
Title 79, Chapter 6

Director Urbanek stated according to Title 79, Chapter 6 admission priority to the Nebraska Law Enforcement Training Center is established in October each year for the next year. She referred to a Projected Enrollments 2023, memorandum handed out prior to the meeting stating, with exception of the 209th Basic all classes have been below the maximum capacity of 50, the capacity PSAC set. Recently at the NSA/POAN Conference I was approached by at least four administrators about

reinstating the nonlaw program. Historically, the nonlaw program was for individuals who met admission standards but had not yet been hired by an agency. They pay tuition to attend, once they attend and graduate, they get a diploma but are not a certified officer until they are hired and commissioned by an agency. Over the years we averaged one to two per class. There was a time when there was a demand for officers that had put themselves through the academy and couldn't get hired because agencies were able to fill their positions. That was a long time ago.

For about the last 4 years I have been hesitant to reinstate the nonlaw program for a couple reasons. One; the number of job vacancies we have had. Two; you can see by the number of packets being approved agencies have been sending us enough packets to fill a class and 3; we didn't have the staff to do the admissions background investigations. Understand an admissions background is different than an unemployment background. We now have a staff person to do investigations who can conduct these types of investigations.

I would make a recommendation, that's all it is, to allow one spot per basic for a non-law applicant. If there are no non-laws, the seat would be made available to an agency applicant.

Mr. Stephenson stated we no longer have any of the equipment we used to rent to non-law students. If we start having non-law students, that would be a consideration we would need to address.

Sheriff Osmond asked Director Urbanek what the reasoning was these chiefs or sheriffs asked for the nonlaws. Director Urbanek stated they couldn't hire anybody and as I told them, I would approach the Council with it, I also explained to them all this conversation.

Mr. Stolz stated the Council had the authority to change the allocations as they see fit throughout the year from October to October, the Rule and Regulation allows it to be changed. For example, if you have five nonlaws in the que and let them in and certainly the liability aspect. Not to the liability aspect but to the state training center because they are bringing their own equipment, making sure it's safe and serviceable before they be granted this outright and so that's how we are able to make sure of that.

Chief Deputy London asked if 49 Basic students were on the list and one nonlaw was on the list, would the nonlaw be let in at the last minute?

Director Urbanek stated there was a cut-off time two weeks prior to basic that nobody is added. They have to be approved 30-days prior to basic and nothing can be changed two weeks prior to the academy.

Chief Deputy London stated, but if there was one nonlaw on file and you only had 49 agency applicants, would you let them in prior to 30 days?

Director Urbanek stated she could but hasn't because currently all seats are allocated to agencies. When we get inquiries, we encourage them to look at the job openings on our website.

Chairman Osmond felt we were in a time where we didn't need nonlaws. There are so many agencies hiring and making the statement, they cannot get anyone hired.

MOTION

Assistant Chief Jackson motioned for the maximum number of students to be enrolled in basic class to be 50. That 50 being agency hires from across the state. Status Quo. Chief Wolf seconded the motion. Voting in favor of the motion; Sheriff Osmond, Sergeant Bolzer, Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Deputy Chief Thomas, Chief Wolf. Motion Carried.

VI.

A. In-Person Management

Chief John R. Hickman
Beatrice Police Department

Deputy Director Stephenson stated he had reviewed the training material submitted for Chief Hickman, and it meets the requirements for in-person management, but recommended he complete the on-line management course.

MOTION

Assistant Chief Jackson motioned that the Council waive the in-person training for Chief John Hickman of the Beatrice Police Department understanding that he would have to take the online portion. Sergeant Bolzer seconded the motion. Roll call vote; Sergeant Bolzer, Chief Hogue, Assistant Chief Jackson, Chief Deputy London, Deputy Chief Thomas, Chief Wolf, and Sheriff Osmond. Motion Carried.

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

Hearing no further business, Chairman Osmond adjourned the meeting at 11:14 A.M.

Respectfully submitted,



Kay Fielding,
Secretary to the Council