



Pete Ricketts  
Governor

STATE OF NEBRASKA  
NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE  
Darrell Fisher  
Executive Director

MEETING OF THE  
POLICE STANDARDS ADVISORY COUNCIL  
August 19, 2015

I. CALL TO ORDER

Chairman Chief Timothy Larby called the regular monthly meeting of the Police Standards Advisory Council, hereinafter P.S.A.C., to order at 9:02 A.M.

As amended by LB 898, 2006 Legislature, a current copy of the *Nebraska Open Meetings Act* was available for public review and reference. Notice of the meeting was published in the Lincoln Journal Star on August 6, 2015.

Members in attendance: Chief Timothy Larby, Sheriff Larry Koranda, Captain Genelle Moore, Lieutenant Colonel Thomas Schwarten, and Sheriff Jerry Watson. Chief Robert Lausten and Mr. Matthew McCarthy were unable to attend. Crime Commission and N.L.E.T.C. staff present: Darrell Fisher, David Stolz, William Muldoon, Brenda Urbanek and Kay Fielding. Others present: Chief Greg Thompson, Harvard Police Department.

II. APPROVAL OF JULY 15, 2015 P.S.A.C. MINUTES

MOTION

Captain Moore motioned to approve the minutes as presented. Sheriff Koranda seconded the motion. **Voting in Favor:** Chief Larby, Sheriff Koranda, Captain Moore, Lieutenant Colonel Schwarten, Sheriff Watson. Motion carried.

III. ACADEMY REPORTS

A. Director – N.L.E.T.C.

Mr. Muldoon discussed the continuing education audit process where the IT department created a random audit list of 10% of agencies then letters were mailed around the third week in July. 13 have responded and 8 still need to comply.

Upgrades were made to the State Patrol's classroom. 34 computer and electrical floor hookups were installed along with new projectors and computer switchers.

A total of 30 students attended the Fair and Impartial Policing train-the-trainer course held July 13-15 at the Training Center.

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

Ms. Urbanek reported the 191<sup>st</sup> Basic was in week 11 with 38 students. 11 applicants applied for the instructional staff opening; 7 were out-of-state applicants and only 1 of the instate applicants was actively certified. The second step of the process is scheduled for the first week in September. I look at whether people are eligible for Reciprocity. In order to be a State Special Deputy you have to be certified and have reciprocity. We cannot afford to send someone through basic to become an instructor.

The second session, 2015-2 of the Reciprocity/Reactivation has completed Unit 3 as of last Friday. 2 Reactivation students were separated for failure to complete the course work. Completion and final testing of the course is set for Monday, August 24<sup>th</sup>.

I conducted an on-site visit of the Omaha Police Academy on August 4<sup>th</sup> to observe the physical training of their arrest and control tactics, and defensive tactics. I will complete their inspection and see their student files on September 3<sup>rd</sup>.

I have scheduled the week of September 14<sup>th</sup> to visit with Sergeant Richards and Captain Moore at the Lincoln Academy.

**C. Nebraska State Patrol**

Captain Williams introduced Lieutenant Jeff Roby, newest training staff since August 1, 2015; with the state patrol for 19 years.

July 28-30 Sergeant Paro held an EVOC Instructor course.

August 12 Sergeant Paro held instructor recertification on First Aid and CPR.

August 18-20 we had a Defensive Tactics Recertification Course and a Smith and Wesson Armor Course.

August 11<sup>th</sup> Trooper Hagen held an in-service for the head range officers.

Our cadet selection process will continue until September 8<sup>th</sup>; we have around 130 now and look at hiring 30.

**IV. CRIME COMMISSION REPORT**

Mr. Fisher stated the amount of funding Congress appropriated for funding this year went from two and a half million to nearly twelve million.

Mr. Fisher gave a summary of the federal audit.

We have 4 pending revocations; one will be heard today.

Senator Murante brought forward LR320, on the composition and possible increase of composition of the Police Standards Advisory Council. Mr. Muldoon, Dave Stolz and myself were suppose to meet with Mr. Murante but he cancelled the meeting and we were told no other meeting would be scheduled.

**V. OLD BUSINESS**

No old business discussed

**VI. NEW BUSINESS**

**A. Revocation LR-111-15; Robert Register**

Mr. Stolz marked the Consent to Revocation of Law Enforcement Certificate and Waiver of Notice and Hearing by Robert Register as Exhibit 1 and gave a summary of the revocation process for LR-111-15; Robert Register and asked the Council accept his relinquishment and recommend to the Commission that his law enforcement officer and Management certificates be revoked.

Mr. Larby accepted Exhibit 1 into the record.

**MOTION**

Captain Moore motioned; based upon the fact that the respondent has signed a consent to revocation of law enforcement of certificates and waiver of Notice and Hearing and has voluntarily surrendered his law enforcement certificates, which would be the law enforcement management certificate and the law enforcement certificate for Nebraska, I make a motion that the Council accept the surrender of Robert E. Register's Law Enforcement Certificate as evidence of neglect of duty. Said revocation to be effective upon review and acceptance of the surrender by the Nebraska Commission on Law Enforcement and Criminal Justice. Lieutenant Colonel Schwarten seconded the motion. **Voting in favor:** Sheriff Larry Koranda, Captain Moore, Lieutenant Colonel Schwarten, Sheriff Watson, and Chief Timothy Larby.

**B. 2015 N.L.E.T.C. Academy Inspection**

Mr. Muldoon stated the Academy Inspection was conducted July 9, 2015 with the assistance of Captain Mark Williams and would recommend recertification of the Nebraska Law Enforcement Training Academy for 2015.

**MOTION**

Lieutenant Colonel Schwarten motioned to recommend recertification of the Nebraska Law Enforcement Training Academy for 2015 based upon the notation provided by Director Muldoon. Captain Moore: Second. **Voting in Favor:** Lieutenant Colonel Schwarten, Sheriff Watson, Chief Larby, Sheriff Koranda, and Captain Moore.

C. Waiver of One-Year Training Requirement;  
Michael Holman, Harvard Police Department

Chief Greg Thompson addressed the Council stating their agency had trouble getting qualified applicants and felt this officer was a very good one; he failed out of the last test by 6/10 of 1 point. I think if he applies himself a little better he'll make it. He was hired January 15, 2015 and enrolled him in the June 2015 Basic. We could enroll him in the October 26, 2015 basic and he would graduate February 12, 2016, but they said they did not have room for him and the next class would begin March 28, 2016 and graduate July 15, 2016.

Chief Thompson stated Mr. Holman did have 3 years of college prior to coming to the Training Center.

**MOTION**

Lieutenant Colonel Schwarten motioned to go into executive session to further discuss the request for an extension for Michael Holman for the city of Harvard based on the need to protect his reputation and for the purpose of executive session we will allow all the Council members and both the director, assistant director, and legal counsel remain in the room. **Voting in favor:** Sheriff Koranda, Captain Moore, Lieutenant Colonel Schwarten, Sheriff Watson, and Chief Larby.

The meeting went into Executive Session at 9:56 AM

**MOTION**

Sheriff Watson motioned to come out of executive session. Captain Moore seconded the motion. **Voting in favor:** Sheriff Watson, Chief Larby, Sheriff Koranda, Captain Moore, and Lieutenant Colonel Schwarten. The meeting came out of Executive Session at 10:14 AM.

**MOTION**

Sheriff Koranda made a motion to grant a waiver of the one-year training requirement for Michael Holman of the Harvard Police Department with the understanding that Mr. Holman apply and successfully complete the next basic training of 2015 which graduates February 12<sup>th</sup> of 2016, I believe it's basic 192 and from the time of January 15<sup>th</sup> to graduation for successfully completing that basic he not partake in any law enforcement. Lieutenant Colonel Schwarten seconded the motion. **Voting in favor:** Chief Larby, Sheriff Koranda, Captain Moore, Lieutenant Colonel Schwarten, and Sheriff Watson.

D. Waiver of Supervision Training In-Lieu of LPO;  
Sergeant Benjamin Kopsa, Lincoln Police Department

Mr. Muldoon stated Sergeant Kopsa had successfully completed the Leadership in Police Organization Training sponsored by the International Chiefs of Police and the Lincoln Police Department and recommended that it be counted in-lieu-of attendance of the NLETC Supervision training.

**MOTION**

Lieutenant Colonel Schwarten motioned to grant the waiver of Supervision training based upon Sergeant Benjamin Kopsa's completion of most recent LPO course as an employee for the Lincoln Police Department. Sheriff Watson seconded the motion. **Voting in Favor:** Sheriff Koranda, Captain Moore, Lieutenant Colonel Schwarten, Sheriff Watson, and Chief Larby.

- E. Waiver of Supervision Training In-Lieu of LPO;  
Sergeant Dustin Franks, Bellevue Police Department

Mr. Muldoon recommended tabling this until December when the course has been completed.

**MOTION**

Sheriff Watson motioned to table the item. Lieutenant Colonel Schwarten seconded the motion. **Voting in Favor:** Captain Moore, Lieutenant Colonel Schwarten, Sheriff Watson, Chief Larby, and Sheriff Koranda.

- F. Professional Academy Instructor  
Christian Mirch, Omaha Police Department

Ms. Urbanek recommended approved of the areas so noted.

**MOTION**

Captain Moore motioned to approve the request for Christian H. Mirch for certification in the areas of Patrol; Radio Communications, Report Writing, Patrol Procedures, Stops-Unknown Risk, Traffic Direction & Control and High Risk Vehicle Stops. Also in the area of Officer Survival for Crowd Control. In the Investigations Area; Interview & Interrogation, Basic Drug Enforcement, Investigative Procedures, Crimes Against Persons, Property Crimes. Sheriff Watson seconded the motion. **Voting in Favor:** Lieutenant Colonel Schwarten, Sheriff Watson, Chief Larby, Sheriff Koranda, and Captain Moore.

**VII. OTHER BUSINESS**

- A. Date, Time & Location of Next Meeting  
September 16, 2015, 9:00; Library, Nebraska Law Enforcement Training Center,  
3600 North Academy Road, Grand Island, Nebraska 68801

Hearing no further business Chief Larby adjourned the meeting at 10:25 AM.

Respectfully submitted,

  
Kay Fielding,  
Secretary to the Council