

**LAW ENFORCEMENT TRAINING SUBCOMMITTEE  
MEETING MINUTES**

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**DATE:** July 29, 2010

**LOCATION:** West Virginia State Police Academy: Professional Development Center, Dunbar, West Virginia

**MEMBERS PRESENT:** COLONEL DAVID E. MURPHY: PRESIDING

SUZAN SINGLETON  
RETIRED LIEUTENANT STEPHEN WALKER  
RETIRED LIEUTENANT TERRY MILLER

**MEMBERS REPRESENTED:** COLONEL T. PACK **by:** Major Mark DeBord  
SHERIFF RICHARD FERGUSON **by:** Sheriff T. McComas  
CHIEF WILLIAM ROPER **by:** Chief Steve Stephens  
MS. PATTY HAMILTON **by:** Mr. Jack McClung  
RETIRED CHIEF IVIN B. LEE **by:**  
Retired Sergeant J. L. Johnson

**MEMBERS ABSENT:** VACANT "PUBLIC AT LARGE"

**STAFF:** JEFFREY D. ESTEP, DEPUTY DIRECTOR

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The Law Enforcement Training (LET) Subcommittee was called to order by Colonel David E. Murphy at 10:00 a.m. with nine (9) members being present or represented.

The minutes of the June 24, 2010, LET Subcommittee meeting being previously mailed, the Chair requested questions or revisions. Stephen Walker and Sheriff T. McComas indicated grammatical errors of no consequence that would be issued via email to staff for revision. Hearing no further proposed amendments, the Chair requested a motion. Sheriff McComas moved the minutes be accepted with amendments; seconded by Susan Singleton. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

The Chair requested the financial report from Jeffrey D. Estep. A copy of an LET Fund Balance Report dated July 21, 2010, had been mailed as part of the meeting agenda packet. Jeffrey D. Estep advised the members that as reflected on this balance sheet that there was \$515,285.90, in the LET Fund. An existing charge against the balance in the amount of \$152,387.46, was noted. There being no further discussion, the Chair advanced the meeting.

**Agenda Item #4: Consideration for individuals to be approved as certified law enforcement training instructors:** Staff recommended that these individuals met the standards to become certified law enforcement instructors and that they be approved as submitted. Hearing no discussion or questions, the Chair requested a motion. Stephen Walker moved that staff recommendations be accepted; seconded by Jack McClung. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

**Agenda Item #5: Consideration of applications for additional areas of expertise for previously certified law enforcement training instructors:** Staff recommended that these individuals be approved for additional areas of expertise as submitted. Hearing no discussion or questions, the Chair requested a motion. Sheriff T. McComas moved that staff recommendations be accepted; seconded by J. L. Johnson. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

**Agenda Item #6.A.: Consideration of applications for approval of annual in-service training:** Staff recommended that these training programs be approved as submitted. Clarification was noted for Nicholas County's handgun refresher training to ensure that the training was not merely qualification. Hearing no further discussion or questions, the Chair requested a motion. J. L. Johnson moved that staff recommendations be accepted; seconded by Stephen Walker. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

**Agenda Item #6.B.: Consideration of applications for supervisory in-service training:** Staff recommended that these training programs be approved as submitted. Hearing no further discussion or questions, the Chair requested a motion. Major Mark DeBord moved that staff recommendations be accepted; seconded by Chief Steve Stephens. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

**Agenda Item #6.C.: Consideration of applications for personal in-service training:** Staff recommended that these training programs be approved as submitted. Hearing no further discussion or questions, the Chair requested a motion. J. L. Johnson moved that staff recommendations be accepted; seconded by Suzan Singleton. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

J. L. Johnson moved that, as a result of personnel items appearing next on the agenda for review that the Subcommittee go into executive session; seconded by Stephen Walker. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

The LET Subcommittee went into executive session at 10:20 a.m. It came out of executive session at 10:50 a.m.

The Chair called for a motion or action to be taken concerning agenda item **9.A.** Hearing no motion the Chair called for a motion a second time. Hearing no motion the Chair

declared the agenda item as failed for lack of interest. The Chair instructed staff to issue correspondence to the officer in question as to the matter.

The Chair called for a motion or action to be taken concerning agenda item **9.B.** Suzan Singleton moved that the matter be tabled to the August 26, 2010, LET Subcommittee meeting; seconded by Terry Miller. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

The Chair called for a motion or action to be taken concerning agenda item **9.C.** Stephen Walker moved that the matter be tabled to the August 26, 2010, LET Subcommittee meeting; seconded by Suzan Singleton. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

The Chair called for a motion or action to be taken concerning agenda item **9.D.** Terry Miller moved that the proposal submitted by counsel, on behalf of the officer in question be rejected and further that the original decision made by the LET Subcommittee regarding this matter stand; seconded by J. L. Johnson. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

The Chair called for a motion or action to be taken concerning agenda item **10.** Terry Miller moved that the matter be tabled to the August 26, 2010, LET Subcommittee meeting; seconded by Suzan Singleton. There being no further discussion, the Chair called for the question. All present voted in favor of the motion. The Chair then instructed staff to correspond with the officer in question requesting that the individual be invited to appear before the LET Subcommittee at the August 26, 2010, meeting.

The Chair called for a motion or action to be taken concerning agenda item **11.** Major Mark DeBord moved that the matter be tabled to the August 26, 2010, LET Subcommittee meeting; seconded by Terry Miller. There being no further discussion, the Chair called for the question. All present voted in favor of the motion. The Chair then instructed staff to correspond with the officer in question clearly explaining that the request not only deals with "equivalency" issues, but more so regarding West Virginia code §30-29-5. Certification Requirements. The Chair further instructed staff that the correspondence should also invite the individual to appear before the LET Subcommittee at the August 26, 2010, meeting.

The Chair called for a motion or action to be taken concerning agenda item **12.** Sheriff T. McComas moved that the funding request by the West Virginia State Police, in the amount of \$152,388.00, for the operation of the 144<sup>th</sup> Basic Class be approved in full; seconded by Steve Stephens. There being no further discussion, the Chair called for the question. All present voted in favor of the motion.

Staff provided an update on the filing of CSR 149-2; day-to-day circumstances over the past month; and, issued a reminder of the full Governor's Committee on Crime, Delinquency and Correction Annual Meeting to be held on August 26, 2010, at the Charleston Civic Center. There being no further business before the Subcommittee this day, the Chair called for a motion to adjourn. Stephen Walker moved to adjourn; seconded by Steve Stephens. There being no further discussion, the Chair called for the LET Subcommittee Meeting Minutes

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question. All present voted in favor of the motion. The Law Enforcement Training Subcommittee adjourned at 11:15 a.m. – ***NOTHING FOLLOWS***