

**LAW ENFORCEMENT TRAINING SUBCOMMITTEE
Professional Development Center
West Virginia State Police Academy
Dunbar, WV**

May 27, 2010

MEMBERS PRESENT:

Retired Lieutenant Terry Miller
Ms. Patty Hamilton
Ms Suzan Singleton

MEMBERS REPRESENTED:

Colonel T Pack by
First Sergeant Curt Tilley
Colonel David Murphy by
Lieutenant Colonel Jerry Jenkins
Chief William Roper by
Chief Steve Stephens
Sheriff Richard Ferguson by
Sheriff by Sheriff T McComas
Retired Chief Ivin Lee by
Sergeant J L Johnson
Retired Lieutenant Steve Walker by
Retired Corporal Dave Gentry

MEMBERS ABSENT:

The position represented by a member of the public is vacant due to the resignation of the previous representative and as yet has not been filled.

STAFF:

Retired Captain Chuck Sadler
Ms Leslie Boggess

The May 27, 2010 meeting of the Law Enforcement Training (LET) Subcommittee, conducted at the Professional Development Center (PDC), located on the West Virginia State Police Academy grounds at Dunbar, West Virginia, was called to order by the Chair, First Sergeant Tilley, at 10:11 a.m. with nine (9) members either present or represented at the meeting.

First Sergeant Tilley then asked the members present if there were any items that needed to be added to the agenda that had not been previously set to the agenda. Retired Lieutenant Miller asked if the item he wanted to discuss on proposed legislative rules change was to be addressed under an existing agenda item or if he needed to ask that it be added to the agenda. First Sergeant Tilley advised that it would be covered under agenda item 13.

There being no other additions noted by the members present First Sergeant Tilley indicated that he wanted to add an item to the agenda for consideration, that item being the consideration of a request from the West Virginia State Police to fund the operation of the 143rd Basic Class. In that this class started prior to the subcommittee's next regularly scheduled meeting on June 24, 2010 it would need to be addressed as this meeting.

There was consensus agreement by the members present to add the discussion of this funding request to the agenda of this meeting. He advised that it would be added as agenda item 11B.

As to agenda item 1 First Sergeant Tilley noted to the members present that the minutes of the April 29, 2010 meeting of the LET Subcommittee had been mailed to the subcommittee members prior to this meeting. First Sergeant Tilley asked the members present if there were any questions or corrections concerning the minutes as sent. Hearing none he asked if there was a motion to be made concerning their approval.

A motion was made by Sheriff McComas, seconded by Ms Hamilton, that the minutes of the April 29, 2010 LET Subcommittee meeting be accepted as presented. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then initiated discussion on agenda item 2 as to the LET Fund Financial Report by asking Retired Captain Sadler to report on it. Retired Captain Sadler advised the subcommittee members that a copy of an LET Fund Balance Report dated May 24, 2010 had been provided to them as part of the information given out prior to the start of this meeting. He advised the members that as reflected on this LET Fund account balance sheet that there was a balance of \$584,461 in the LET Fund.

A copy of this LET Fund Balance Sheet dated May 24, 2010 provided to the members prior to this meeting is under Appendix One of these minutes.

Retired Captain Sadler expressed his appreciation to Ms Boggess as to the recognition of Mr Federspiel, Mr Estep and herself concerning the additional Purdue Pharma funds being directed to the LET Program for use in support of the entry level training program. It was directly as a result of the provision of previous such funds and the current funds being provided that the LET Fund had been able to recover to the funding level that it was now at.

He noted that the provision of these funds had allowed that no LET Fund monies had to be used to fund the 142nd Basic Class that had been approved at the April 29, 2010 meeting. It had been fully funded by the Perdue Pharma funds. These funds would also be available to pay for the full cost of the 143rd Basic Academy program that was to be considered under agenda item 11B.

First Sergeant Tilley asked if there were any questions concerning the LET Fund report. Ms Hamilton noted that she did not have a question, but that she wanted to note that she had recently been in a legislative interim meeting addressing pension matters and a question had been asked of the presenter as to the funding of law enforcement training. The presenter indicated that he was not prepared to address the question as it was not part of his responsibilities. She advised that no other questions were asked during that meeting as to law enforcement training funding.

First Sergeant Tilley asked if there were any other comments or if anyone had a question concerning the financial report or the LET Fund. Hearing none he asked if there was consensus approval by the members present to accept the report as presented. Such consensus approval was indicated by the members present.

First Sergeant Tilley then initiated discussion on agenda item 3. As there were no individuals seeking to be certified as a new law enforcement training instructor he advised that it addressed the applications of the below listed officers, previously certified as law enforcement instructors, who were seeking to be certified in the additional area/s of expertise listed. The following individuals were presented for consideration:

Sergeant Dave Byers New Martinsville Police Department	Project Lifesaver – Electronic Search Specialist Project Lifesaver – Airborne Electronics Search Specialist
Lieutenant Jeff Murray Moundsville Police Department	Latent Print Development and Blood Detection Techniques
Detective Lieutenant Jim Sizemore Fayette County Sheriff’s Office Gun	Police Firearms Instructor - MP -5/UMP/M-4/M-16 Submachine

First Sergeant Tilley asked Retired Captain Sadler if these previously certified law enforcement instructors met the standards to become certified in the

additional areas listed. He indicated that he did and recommended their approval as such.

First Sergeant Tilley asked if there were any questions or discussion concerning the recommendation for these individuals to be approved as instructors in the additional areas of expertise recommended. Hearing none he asked if there was a motion to be made concerning them.

A motion was made by Sheriff McComas, seconded by Retired Sergeant Johnson, that these individuals be certified as law enforcement instructors in the additional areas of expertise listed. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then initiated discussion on agenda item number 4A by advising the members present that due to the time of the year as relating to the training cycle that there would be training classes considered for the 2010 Training Year that ran through July 9, 2010 and the 2011 Training Year which would begin on July 10, 2010. Each training year's classes would be addressed separately as to the type of in-service if was.

First Sergeant Tilley noted the agenda item 4A addressed training programs that had been submitted for consideration for approval as annual in-service. The following annual level in-service training programs to be conducted during the 2010 Training Year were presented for consideration and approval:

BECKLEY POLICE DEPARTMENT

Eight (8) hours 3 Jun 10

Patrol Rifle Class

Instructor: Sergeant J Corey
 Sergeant C Ragland
 LET certified instructors in subject area
Beckley, WV

CHARLES TOWN POLICE DEPARTMENT

Sixteen (16) hours 18-19 May 10

Patrol Rifle Class

Instructor: Chief B Subelsky
 LET certified instructor in subject area
Harpers Ferry, WV

DUNBAR POLICE DEPARTMENT

Eight (8) hours 6 May 10

Taser Operator Training

Instructor: Lieutenant M Arthur
 LET certified instructor in subject area
Dunbar, WV

MONTGOMERY POLICE DEPARTMENT

Four (4) hours 21 Jun 10 morning

CPR Training

Instructor: Patrolman C Carpenter

LET certified instructor in subject area

Montgomery, WV

Four (4) hours 21 Jun 10 afternoon

Roadside Interview Techniques

Instructor: Patrolman C Carpenter

LET certified instructor in subject area

Montgomery, WV

MORGANTOWN POLICE DEPARTMENT

Eight (8) hours 22 Jun 10

Bulk Currency – Concealment Trap Training

Instructor: Retired Supervisory Special Agent A Calderon

Drug Enforcement Agency (DEA)

Morgantown, WV

POCAHONTAS COUNTY SHERIFF'S OFFICE

Eight (8) hours 24 May 10

Taser X26 User Training

Instructor: Captain T McCoy

LET certified instructor in subject area

Marlinton, WV

RALEIGH COUNTY SHERIFF'S OFFICE

Eight (8) hours Dates to be set in early June 2010

Police Handgun Marksmanship Training

Instructor: Sergeant K R Hopkins

Sergeant J Corey

Deputy R R White

LET certified instructor in subject area

Beckley, WV

Eight (8) hours 14 and 15 Jun 10

Calibre Press Street Survival Series Training

Instructor: Adjunct Staff – Calibre Press

Beckley, WV

REGIONAL COMMUNITY POLICING INSTITUTE (RCPI)

Eight (8) hours 16 Jun 10

Successfully Investigating and Prosecuting Sexual Assault Cases

Instructor: Dr Kimberly A Lonsway, PhD

Research Director – End Violence Against Women (EVAW)
International

Recognized international researcher, lecturer and author on subject
Of addressing violence against women

Morgantown, WV

Eight (8) hours 17 Jun 10

Overcoming Challenges of Drug Facilitated Sexual Assault

Instructor: Retired Officer Trinkia D Porrata, Los Angeles Police Department

Recognized national expert on drugs used in sexual assaults
President – Project GHB, a nonprofit organization addressing
Drug facilitated sexual assaults

Morgantown, WV

RESA VI

Four (4) hours 10 May 10

HazMat Awareness

Instructor: Mr Bob Fowler

West Virginia Fire Services Commission Certified Instructor

Brooke County, WV

Six (6) hours 10 May 10

Mass Casualty Incidents

Instructor: Mr Bob Fowler

West Virginia Fire Services Commission Certified Instructor

Brooke County, WV

Six (6) hours 5 Jun 10

Mass Casualty Incidents

Instructor: Ms Carla McBee

West Virginia Fire Services Commission Certified Instructor

New Martinsville, WV

Four (4) hours 15 May 10

Hazmat Awareness

Instructor: Mr A Bond

West Virginia Fire Services Commission Certified Instructor

Stonechurch, WV

SISSONVILLE VOLUNTEER FIRE DEPARTMENT

Two (2) hours 7 Jun 10

Helicopter Landing Zone Set-up and Operation

Instructor: Airflight Specialist J Warner

Sissonville, WV

ST ALBANS POLICE DEPARTMENT

Sixteen (16) hours 9-10 Jun 10

Grade Crossing Collision Investigation (GCCCI)

Instructor: Agent D K Farley
 CSX Corporation
 Trained GCCCI Investigator/Instructor
St Albans, WV

WEST VIRGINIA ASSOCIATION OF DRUG DIVERSION INVESTIGATORS

Seven (7) hours 17 Jun 10

National Association of Drug Diversion Investigators (NADDI) Conference

Instructor: Mr C Cichon
 Executive Director – NADDI

 Mr E Kirchin
 Training and Education Director – NADDI

 Mr D Potters
 Executive Director
 West Virginia Board of Pharmacy

 Ms L Thornton
 Investigator
 West Virginia Board of Medicine

 Trooper M Lafauci
 Drug Tack Force – BCI
 West Virginia State Police

Charleston, WV

WEST VIRGINIA COALITION AGANST DOMESTIC VIOLENCE

Four (4) hours 7 May 10 and 28 Jun 10

Cultural Competency Training – Domestic Violence Issues

Instructor: Ms Dianna Bell
 Licensed Social Worker (LSW)
 Racial Justice Program Director

 Ms Kenyatta Grant
 Community Organizing Coordinator
 West Virginia Coalition Against Domestic Violence

Beckley and Dunbar, WV

WEST VIRGINIA PREVENTION RESOURCE CENTER

Three (3) hours 13 May 10

Jackson County 2010 Spring Drug Summit

Instructor: Dr Michael O'Neal
 Drug Diversion and Abuse Prevention Program
 Professor – University of Charleston

Ripley, WV

Four (4) hours 21 May 10
An Everyday Struggle – The Effects of Drug Usage
Instructor: Trooper D Brinegar
West Virginia State Police

Ms K London Miller
CCAC, CCS, CCJP, MAC – Treatment Programs

Ms R Cooper
MA, LSW – Substance Abuse Coordinator
Hamlin, WV

WEST VIRGINIA PROSECUTING ATTORNEYS INSTITUTE

Forty (40) hours 10-14 May 10
Finding Words WV 2010
Instructor: Adjunct Staff – National Child Protection Training Center
Camp Dawson, WV

WEST VIRGINIA STATE POLICE

Forty (40) hours 14-18 Jun 10
Police Firearms Instructor Training –Handgun
Instructor: Colonel D Murphy
Major M DeBord
Chief Deputy R Haught
Sergeant G Martin
Sergeant D Lee
Corporal G Losh
Patrolman H Teare

Dunbar, WV

Sixteen (16) hours 6-7 May 10
Land Navigation Course with Map and Compass
Instructor: Mr R Speiden
Mr B Keith
Mr J Corrigan
Natural Awareness Tracking School, LLC
Christiansburg, VA

WEST VIRGINIA SUPREME COURT OF APPEALS

Sixteen (16) hours 21-22 Jun 10 and 24-25 Jun 10
Changing Culture for Children’s Safety – Child Abuse and Neglect
Instructor – Dr C J Colyer, PhD
Sociology Professor
West Virginia University

Dr J Yarbrough, MD
Child and Adolescent Psychiatry
West Virginia School of Medicine

Mr R Wilkerson
West Virginia Licensed Attorney
Adjunct Instructor – Marshall University

Ms K Hamon
West Virginia Licensed Attorney
Braxton County Prosecutor's Office
Davis and Martinsburg, WV

WEST VIRGINIA UNIVERSITY POLICE DEPARTMENT

Fourteen (14) hours 18-19 May 10

Sports Event Risk Management Workshop

Instructor: Adjunct Staff – Center for Spectator Sports Management
University of Southern Mississippi

First Sergeant Tilley asked Retired Captain Sadler if these classes met the criteria to be approved as annual in-service classes for the 2010 Training Year. He indicated that they did and recommended they be approved as such.

First Sergeant Tilley asked if there were any questions or comments concerning the recommended classes. Ms Singleton noted that there were a number of classes being recommended for approval that had dates preceding the date of today's meeting. Sheriff McComas responded by indicating that it was his understanding that these classes would have been received by Retired Captain Sadler after the date of the setting of the agenda for the April 29, 2010 subcommittee meeting but prior to the date that were being held. Retired Captain Sadler indicated that this was correct.

First Sergeant Tilley asked if there were any additional questions or comments concerning the recommended classes. Hearing none he asked if there was a motion to be made concerning them.

Sheriff McComas a motion, seconded by Ms Singleton, that the listed classes be approved for annual in-service hours as presented. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then initiated discussion on agenda item 4B by presenting the following classes for approval as supervisory in-service during the 2010 Training Year:

RESA VI

Six (6) hours 10 May 10

Mass Casualty Incidents

Instructor: Mr Bob Fowler

West Virginia Fire Services Commission Certified Instructor
Brooke County, WV

Six (6) hours 5 Jun 10

Mass Casualty Incidents

Instructor: Ms Carla McBee

West Virginia Fire Services Commission Certified Instructor

New Martinsville, WV

WEST VIRGINIA UNIVERSITY POLICE DEPARTMENT

Fourteen (14) hours 18-19 May 10

Sports Event Risk Management Workshop

Instructor: Adjunct Staff – Center for Spectator Sports Management

University of Southern Mississippi

Morgantown, WV

First Sergeant Tilley asked Retired Captain Sadler if these classes met the criteria to be approved as supervisory in-service classes. He indicated that they did and recommended their approval as such. First Sergeant Tilley asked if there were any questions concerning these classes. Hearing none he asked if there was a motion concerning the approval of these classes.

Ms Singleton made a motion, seconded by Sheriff McComas, that the classes presented and recommended be approved for supervisory in-service credit as presented. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then initiated discussion on agenda item 4C by presenting the following classes for approval as personal in-service for the 2010 Training Year:

CHARLESTON POLICE DEPARTMENT

Annual In-Service

Officers to be names

Eight (8) hours 18 May 10

Surveillance Operations Overview & Specialized Electronics

ROCIC in conjunction with Multijurisdictional Counter Drug Task Force Training

Nashville, TN

Supervisory In-Service

Lieutenant Kim Mitchell

Six (6) hours 14 May 10

Managing Multiple Projects, Objectives and Deadlines

Skillpath Inc

Charleston, WV

FAYETTE COUNTY SHERIFF'S OFFICE

Annual In-Service

Deputy K Willis

Eighty (80) hours 26 Apr 10 to 7 May 10

Arson Training – Fire Dynamics and Modeling Course

National Fire Academy

Emmetsburg, MD

WEST VIRGINIA DIVISION OF NATURAL RESOURCES

Annual In-Service

Conservation Officer John Tillery

Twenty-four (24) hours 17-19 May 10

Basic Reid Interview and Interrogation Course

John E Reid & Associates

Pittsburgh, PA

Annual In-Service

Conservation Officer John Tillery

Eight (8) hours 20 May 10

Advanced Reid Interview and Interrogation Course

John E Reid & Associates

Pittsburgh, PA

WOOD COUNTY SHERIFF'S OFFICE

Annual In-Service

Detective S Modesitt

Thirty-two (32) hours 17-21 May 10

Equal Justice for Children

National District Attorneys Association (NDAA)

Charleston, SC

First Sergeant Tilley asked Retired Captain Sadler if these classes met the criteria to be approved as personal in-service classes as annual or supervisory as reflected. He indicated that they did and recommended their approval as such.

First Sergeant Tilley asked if there were any questions concerning the recommended classes. Hearing none he asked if there was a motion for their approval.

Ms Singleton made a motion, seconded by Retired Sergeant Johnson, that the classes presented and recommended be approved for personal in-service credit for the 2010 Training Year. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then indicated that the discussion on agenda items 4D to 4F would be addressing classes being submitted for consideration during the 2011 Training Year. As to agenda item 4D the following annual level in-service

training programs to be conducted during the 2011 Training Year were presented for consideration and approval:

CHARLES TOWN POLICE DEPARTMENT

Forty (40) hours 2-6 Aug 10

Advanced Hostage Rescue

Instructor: Officer S Claggett

Dallas, TX Police Department

Texas POST Certified Instructor in subject area

Harpers Ferry, TX

FBI UNIFORMED POLICE

Forty (40) hours 19-23 Jul 10

Defensive Tactics Training

Instructor: Corporal J Newlon

LET Certified Instructor in subject area

Clarksburg, WV

FEDERAL LAW ENFORCEMENT TRAINING CENTER (FLETC)

Eight (8) hours 22 Sep 10

Anti-Terrorism Intelligence Awareness Training Program (AIATP)

Instructor: Adjunct Staff – FLETC

Dunbar, WV

FREDERICK COUNTY, VIRGINIA, SHERIFF'S OFFICE

Eight (8) hours 20 Oct 10

Communication Analysis

Instructor: Ms J H Fisher

Senior Intelligence Analyst Trainer

National Drug Intelligence Center

Frederick County, VA

GRANVILLE POLICE DEPARTMENT

Twenty (20) hours 12-14 Jul 10

Police Suicide Awareness – Train the Trainer Program

Instructor: Retired Agent R E Douglas

Founder and Director

National Police Suicide Foundation Inc

Senior Pastor and Police Chaplain

Morgantown, WV

JEFFERSON COUNTY SHERIFF'S OFFICE

Twenty (20) hours 16-18 Aug 10

Basic Sniper Training

Instructor: Adjunct Staff – Tactical Operations Consulting (TOC)

Kearneysville, WV

MOUNDSVILLE POLICE DEPARTMENT

Eight (8) hours 18 Jul 10

Basic Print Development

Instructor: Lieutenant J Murray

LET Certified Instructor in subject area

Moundsville, WV

Eight (8) hours 9 Aug 10

PR-24 Side Handle Baton Training – Basic Certification

Instructor: Lieutenant J Murray

LET Certified Instructor in subject area

Moundsville, WV

RANSON POLICE DEPARTMENT

Sixteen (16) hours 12-13 Aug 10

Taser Instructor Training Course

Instructor: Corporal R Nelson

LET Certified Instructor in subject area

Ranson, WV

STORM MOUNTAIN TRAINING CENTER

Forty (40) hours 6-10 Sep 10

Basic Sniper Training

Instructor: Mr R Ryan

LET Certified Instructor in subject area

Elk Garden, WV

Forty (40) hours 13-17 Sep 10

Advanced Sniper Training

Instructor: Mr R Ryan

LET Certified Instructor in subject area

Elk Garden, WV

Twenty-four (24) hours 23-25 Jul 10

Advanced Combatives Course

Instructor: Conservation Officer M Lott

Mr R Ryan

LET Certified Instructor in subject area

Elk Garden, WV

Forty (40) hours 13-17 Sep 10

Comprehensive Combatives Course

Instructor: Conservation Officer M Lott

Mr R Ryan

LET Certified Instructor in subject area

Elk Garden, WV

Forty (40) hours 20-24 Sep 10
Sniper Operational Scenarios
Instructor: Mr R Ryan
 LET Certified Instructor in subject area
Elk Garden, WV

Twenty-four (24) hours 16-18 Jul 10
Tactical Carbine Course
Instructor: Mr R Ryan
 LET Certified Instructor in subject area
Elk Garden, WV

Twenty-four (24) hours 16-18 Jul 10
Tactical Handgun Course
Instructor: Conservation Officer M Lott
 LET Certified Instructor in subject area
Elk Garden, WV

Twenty-four (24) hours 13-15 Aug10
Close Quarters Combat Training
Instructor: Conservation Officer M Lott
 LET Certified Instructor in subject area
Elk Garden, WV

WEST VIRGINIA OFFICE OF HOMELAND SECURITY

Sixteen (16) hours 21-22 Oct 10
Advanced Incident Management/Unified Command
Instructor: Adjunct Staff – The Texas Engineering Extension Service (TEEX)
 Texas A&M University
Huntington, WV

Sixteen (16) hours 12-13 Oct 10
Enhanced Threat & Risk Assessment (Local Jurisdictions)
Instructor: Adjunct Staff – The Texas Engineering Extension Service (TEEX)
 Texas A&M University
Martinsburg, WV

WEST VIRGINIA PROSECUTING ATTORNEYS INSTITUTE

Forty (40) hours 4-8 Oct 10
Finding Words WV 2010
Instructor: Adjunct Staff of the National Child Protection Training Center
Camp Dawson, WV

WEST VIRGINIA SHERIFF'S ASSOCIATION

Eight (8) hours 25 Aug 10
Regional Violence Against Women Training Seminar

Instructor: Retired Lieutenant L Nelson, WVSP
Sergeant S Oglesby
LET Certified Instructor in subject area

Mr John Teare
West Virginia Licensed Attorney-at-Law

Ms Tonia Thomas
Ms Joyce Yedlosky
West Virginia Coalition Against Domestic Violence

Ms Susie Layne
West Virginia Division of Health and Human Resources
Beckley, WV

WEST VIRGINIA STATE POLICE

Forty (40) hours 20-24 Sep 10 and 13-17 Dec 10
Statement Analysis and Interviewing Techniques

Instructor: Sergeant M Lynch
LET Certified Instructor in subject area
Dunbar, WV

First Sergeant Tilley asked Retired Captain Sadler if these classes met the criteria to be approved as annual in-service classes for the 2011 Training Year. He indicated that they did and recommended they be approved as such.

First Sergeant Tilley asked if there were any questions or comments concerning the recommended classes. Hearing none he asked if there was a motion to be made concerning them.

Ms Singleton a motion, seconded by Sheriff McComas, that the listed classes be approved for annual in-service hours as presented. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then initiated discussion on agenda item 4E by presenting the following classes for approval as supervisory in-service during the 2011 Training Year:

WEST VIRGINIA OFFICE OF HOMELAND SECURITY

Sixteen (16) hours 21-22 Oct 10
Advanced Incident Management/Unified Command

Instructor: Adjunct Staff – The Texas Engineering Extension Service (TEEX)
Texas A&M University
Huntington, WV

Sixteen (16) hours 12-13 Oct 10
Enhanced Threat & Risk Assessment (Local Jurisdictions)
Instructor: Adjunct Staff – The Texas Engineering Extension Service (TEEX)
Texas A&M University
Martinsburg, WV

First Sergeant Tilley asked Retired Captain Sadler if these classes met the criteria to be approved as supervisory in-service classes. He indicated that they did and recommended their approval as such. First Sergeant Tilley asked if there were any questions concerning these classes. Hearing none he asked if there was a motion concerning the approval of these classes.

Sheriff McComas made a motion, seconded by Retired Sergeant Johnson, that the classes presented and recommended be approved for supervisory in-service credit as presented. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then initiated discussion on agenda item 4F by presenting the following classes for approval as personal in-service for the 2011 Training Year:

CHARLESTON POLICE DEPARTMENT

Supervisory In-Service
Lieutenant C Peal
Forty (40) hours 2-8 Aug 10
Managing the Patrol Function – A Data Driven Approach
Institute of Police Technology and Management (IPTM)
Jacksonville, FL

HARPERS FERRY POLICE DEPARTMENT

Annual In-Service
Officers to be named
Twenty (20) hours 12-14 Jul 10
ROCIC Law Enforcement Training Conference
ROCIC
Montgomery, AL

JEFFERSON COUNTY SHERIFF'S OFFICE

Annual In-Service
Corporal Vincent Tiong
Eight (8) hours 28 Aug 10
Tactical Medic Training Course
Virginia Tac Medic Training Group
Winchester, VA

PARKERSBURG POLICE DEPARTMENT

Annual In-Service

Officers to be named

Eight (8) hours 10 Jul 10

Writing Grants for Police Agencies

Ohio Police Officer Training Academy (OPOTA)

London, OH

Annual In-Service

Officer M E Board

Officer J E Corbitt

Eighty (80) hours 19-30 Jul 10

Advanced Traffic Crash Investigation – Level II

Ohio Police Officer Training Academy (OPOTA)

London, OH

RANSON POLICE DEPARTMENT

Captain Ballenger

Sixteen (16) hours 11-12 Aug 10

Management of the Property and Evidence Section

International Association For Property and Evidence Inc

Maryland Police and Correctional Training Commission

Sykesville, MD

First Sergeant Tilley asked Retired Captain Sadler if these classes met the criteria to be approved as personal in-service classes as annual or supervisory as reflected. He indicated that they did and recommended their approval as such.

First Sergeant Tilley asked if there were any questions concerning the recommended classes. Hearing none he asked if there was a motion for their approval.

Ms Singleton made a motion, seconded by Sheriff McComas, that the classes presented and recommended be approved for personal in-service credit for the 2010 Training Year. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then addressed agenda item 5 by advising the members present that there were no new stop work orders that had been issued since the April 29, 2010 meeting.

First Sergeant Tilley then addressed agenda item 6 by advising the members present that there were no officers identified with criminal convictions who were seeking to participate in the entry level training program since the April 29, 2010 meeting.

First Sergeant Tilley then advised the members present that agenda items 7 through 10 would address personnel related issues and that he would be asking

for a motion to go into executive session concerning them but that due to the time projected to be involved concerning them that he would like to first address agenda items 11A and 11B due the fact that Major DeBord, who was present, was going to have to leave. The members present indicated their consensus approval for agenda items 11A and 11B to be addressed at this time.

First Sergeant Tilley addressed agenda item 11A by advising that it addressed a funding request from the West Virginia State Police for \$205,026 from the LET Fund for the continued employment of five Academy civilian staff members for the 2011 Fiscal Year. Major DeBord indicated that the continued funding of these positions would allow the Academy to continue to provide the level of service to the entry level training officers and the officers attending in-service training at the Academy and the PDC that it had previously been able to. Retired Captain Sadler advised that there was sufficient funding in the LET Fund to cover this request and recommended that it be approved for the full amount requested.

First Sergeant Tilley asked if there were any questions concerning the request for the continued funding of these positions. Hearing none he asked if there was a motion for its approval.

Sheriff McComas made a motion, seconded by Retired Chief Stephens, that the funding request for \$205,026 from the LET Fund for the continued employment of five civilian support staff members at the Academy be approved for the 2011 Fiscal Year. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley addressed agenda item 11B by advising that it addressed a funding request from the West Virginia State Police for \$159,778 from the LET Fund for the operation of the 143rd Basic Class that would be running from June 21, 2010 through August 20, 2010. Major DeBord provided copies of the application for this funding to the members present for their review. A copy of this application is under Appendix Two of these minutes.

Major DeBord reviewed with the members that the funding and items requested in support of this Basic Class were the standard things requested for each entry level training program. Retired Captain Sadler advised that with the Perdue Pharma funds that had recently been provided in support of the LET Funds that there were sufficient Perdue Pharma related funds to fully cover the operational costs of this Basic Class and recommended its approval.

First Sergeant Tilley asked if there were any questions concerning the request for the funding of the operation of the 143rd Basic Class. Hearing none he asked if there was a motion for its approval.

Retired Lieutenant Miller made a motion, seconded by Ms Singleton, that the funding request for \$159,778 for the operation of the 143rd Basic Class, to run from June 21, 2010 through August 20, 2010 be approved, with the funds coming

from the Perdue Pharma funds provided from DCJS in support of the LET Program. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley then returned to agenda item 7, noting as he had prior to the discussion of agenda items 11A and 11B, that as there were personnel related matters to be discussed under agenda items 7, 8, 9 and 10 that he needed a motion for the LET Subcommittee to go into executive session to address them.

Retired Corporal Gentry made a motion, seconded by Sheriff McComas, that the LET Subcommittee go into executive session to address the personnel related matters concerning agenda items 7, 8, 9 and 10. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

The LET Subcommittee went into executive session at 10:31 a.m. During the timeframe of 12:35 pm to 1:09 pm the members went to lunch and did not conduct any business during that timeframe. It came out of executive session at 2:43 p.m. Ms Hamilton and Ms Singleton did not return to the meeting for the balance of the meeting when the subcommittee continued its executive session at 1:09 pm due to prior commitments. There were seven (7) members present for the balance of the meeting following the lunch break.

First Sergeant Tilley asked if there was any motion to be made concerning agenda item 7A.

Retired Chief Stephens made a motion concerning agenda item 7A, seconded by Retired Corporal Gentry, that due to the prior conviction for Battery for Deputy Derrick Pearson of the Logan County Sheriff's Office and due to their review of the totality of the circumstances pertaining to this conviction involved during their April 29, 2010 meeting and this meeting that his certification as a West Virginia law enforcement officer be revoked. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley noted that as to agenda item 7B that there was no subcommittee action required in that the certification review concerning this officer had been continued at his approval to the June 24, 2010 meeting prior to this meeting.

First Sergeant Tilley asked if there was any motion to be made concerning agenda item 7C.

Sheriff McComas made a motion concerning agenda item 7C, seconded by Retired Sergeant Johnson, that the Position Statement sent with the agenda mailing for this meeting pertaining to the action of the LET Subcommittee members at their April 29, 2010 meeting to revoke the certification of Officer Robert Alkire II, Ronceverte Police Department, be approved as the statement of the reasons for

the decision to so revoke his certification. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley noted that as to agenda item 7D that no subcommittee action was required as this item had been for the purposes of updating the agenda members as to actions being reviewed and considered concerning agenda item 8D from their march 25, 2010 meeting.

First Sergeant Tilley asked if there was any motion to be made concerning agenda item 8A.

Sheriff McComas made a motion, seconded by Retired Sergeant Johnson, that the request by the former Trooper to attend the entry level training program as a private citizen be approved based on their discussion with him and their review of the totality of the circumstances pertaining to his prior resignation from the entry level training program. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made

First Sergeant Tilley asked if there was any motion to be made concerning agenda item 8B.

Sheriff McComas made a motion, seconded by Retired Corporal Gentry, that the request by the former Officer to attend the entry level training program be denied based on their discussion with him and their review of the totality of the circumstances pertaining to his prior resignation from the entry level training program. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley asked if there was any motion to be made concerning agenda item 8C.

Sheriff McComas made a motion, seconded by Retired Corporal Gentry, that the request by the former Deputy to attend the entry level training program be denied based on their discussion with him and their review of the totality of the circumstances pertaining to his prior resignation from the entry level training program. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made.

First Sergeant Tilley asked if there was any motion to be made concerning agenda item 8D.

Retired Lieutenant Miller made a motion, seconded by Sheriff McComas, that the request by this current Chief of Police, who was serving in the head of agency exemption allowed by statute, to attend the entry level training program as a private citizen be approved based on their discussion with him and their review

of the totality of the circumstances pertaining to his prior resignation from the entry level training program. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made

First Sergeant Tilley asked if there was any motion to be made concerning agenda item 9.

Retired Chief Stephens made a motion, seconded by Sheriff McComas, that the based on their discussion with involved officer and the totality of the circumstances relating to his status as an officer that he be allowed to continue to work as a sworn law enforcement officer pending his invitation to attend the 144th Basic Class that was scheduled to begin August 30, 2010 and that should he be unable to participate in that Basic Class that he would then be unable to continue working as a sworn law enforcement officer in this state until he was able to begin a future entry level training program. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made

First Sergeant Tilley asked if there was any motion to be made concerning agenda item 10.

Sheriff McComas made a motion, seconded by Retired Chief Stephens, that the request by Chief Holbrook, Huntington Police Department, for a waiver of the one year requirement to complete the classes required to be granted equivalent certification as a West Virginia law enforcement officer, be approved, based on their discussion with him and the totality of the circumstances addressing this request, so that he could once again make application to participate in and complete the equivalent certification process. There being no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of, with no negative votes cast, for the motion as made

As agenda item 11 had been previously addressed by the consensus agreement of the members present at that time First Sergeant Tilley then initiated discussion on agenda item 12. He advised the members that the By-Laws of the LET Subcommittee that had been approved at the April 29, 2010 meeting did not require posting with the West Virginia Secretary of State's Office. A copy had been provided to the Chair and the Executive Director of the Governor's Committee on Crime, Delinquency and Corrections.

There being no need for further action on agenda item 12 First Sergeant Tilley initiated discussion on agenda item 13 by advising that there had been requests by subcommittee members and staff to discuss items for potential inclusion in the changes to Legislative Rules 149-2 that had been discussed as part of the rules review retreat held April 29-30, 2010 at Pipestem State Park. He reviewed the following items that had been requested to be considered:

1. A request by Retired Lieutenant Miller that the removal of the exemption allowed for heads of agencies, in particular Chiefs of

Police, in that the Office of Sheriff was a constitutional one, from the certification process be removed. A discussion followed by the members present that this was something that did need to be considered, but that as it would require a statutory change to West Virginia State Code, 30-29-5, that the associations and the organizations represented on the membership of the LET Subcommittee, work to develop and sponsor a statutory change to remove this exemption. No change to the legislative rules would address this issue.

2. A request by Major DeBord that in addition to their being established entry level physical fitness standards that a standard be set in the legislative rules concerning graduation from the entry level training program. A discussion followed by the members present that as they had previously approved specific physical fitness related classes and test standards for the curriculum of the Academy entry level training classes that there was not a need to address this matter in the proposed changes to the legislative rule.
3. A request by Retired Captain Sadler as to prior discussions as to potential changes in the legislative rules to see if the members wanted to include any changes at this time as to setting a time period as to an officer not being able to participate in the re-certification process. For example if he had not worked for seven (7) years as an officer in West Virginia that he would have to completed the full entry level training program once again. After a discussion by the members present there was consensus agreement that the classes involved in the re-certification process allowed any previously certified officer to be brought up to date as to any changes in statutes and procedures and that as such no time frame needed to be set at this time.
4. A request by Retired Captain Sadler as to prior indications from the members if they wanted to set a required time period following the employment of an individual not previously certified as an officer that they would have to started an entry level training program. After a discussion by the members present it was their consensus agreement that there was not a need at this time to set such a time requirement.

Retired Captain Sadler advised the members present that as there were no changes then to the proposed changes that had been discussed and approved at the April 29-30, 2010 retreat that he would be moving to file the rules changes with the West Virginia Secretary of State's Office for the required public comment period prior to the June 24, 2010 meeting to allow the process to continue within the required time constraints. There was consensus agreement by the members present that he do so.

First Sergeant Tilley the initiated discussion on agenda item 14 by advising the members present that no action was required on it, that Retired Captain Sadler and he were moving to see that the required actions by the LET Subcommittee as

to these passed pieces of legislation from the 2010 Session of the West Virginia Legislature were being addressed.

First Sergeant Tilley then addressed agenda item 15, advising the members present that the resolution to study the legislation submitted by Senator Laird during the 2010 Session of the West Virginia Legislature concerning a data base for the tracking of officer behavior had passed. It was to be handled by Subcommittee B of the Senate Judiciary Committee. This subcommittee was chaired by Senator Foster.

Retired Captain Sadler had made contact with both Senator Foster and Senator Kessler, Chair of the Senate Judiciary Committee, and offered the assistance of the LET Subcommittee members and himself in having this study conducted. They had noted his offer and advised that they would be in contact with him during the legislative interim meetings as this subject was discussed.

First Sergeant Tilley then addressed agenda item 16 advising the members present that it addressed actions taken Retired Captain Sadler on their behalf since the April 29, 2010 meeting. He asked if there were any questions concerning the materials provided concerning this agenda item. Hearing none First Sergeant Tilley asked if there was a motion to bring this meeting to a close.

Retired Chief Stephens made a motion, seconded by Sheriff McComas, that the May 27, 2010 meeting of the LET Subcommittee be brought to a close. Hearing no discussion on the motion First Sergeant Tilley called for questions. All present voted in favor of the motion as made with no negative votes cast.

The May 27, 2010 meeting of the LET Subcommittee was brought to a close.

Appendix One

LET Fund Balance Report

24 May 10

Appendix Two

Funding Application
for the
143rd Basic Class