

LAW ENFORCEMENT OFFICERS  
STANDARDS AND TRAINING COMMISSION  
MICKELSON CRIMINAL JUSTICE CENTER

Commission Conference Room

Pierre, SD

June 27, 2019

The South Dakota Law Enforcement Officers Standards and Training Commission meeting was called to order by Chairman Natvig at the hour of 9:00 a.m. CDT on June 27, 2019, in the Commission Conference Room of the George Mickelson Criminal Justice Center in Pierre, South Dakota.

Roll call was taken with the following members responding: Matt Burns, Sioux Falls Chief of Police; Tom Wollman, Lincoln County State's Attorney; Andy Howe, Clay County Sheriff; Jason Ravensborg, Attorney General; Robert Perry, Special Agent, FBI; Jo Vitek, Lake Area Technical Institute; Randall Rosenau, Lawrence County Commissioner; Rick Miller, SD Highway Patrol; and Gary Gaikowski, Sisseton-Wahpeton Chief of Police. Others present included David Natvig, Chairman; Chad Mosteller, Executive Secretary; Kim Knecht, Assistant Training Administrator; and Law Enforcement Training Staff. Commission Member Steve Allender, Rapid City Mayor, was absent.

In accordance with SDCL1-25(1), official meetings open to the public, time was allowed by Chairman Natvig for public comments. The floor was open for public comments of which there were none.

Chairman Natvig declared a quorum present and started the order of business with the review of the previous meeting's minutes.

- December 13, 2018 minutes of the South Dakota Law Enforcement Officers Standards and Training Commission were approved as reviewed on a **motion** by Commission Member Wollman, **second** by Commission Member Vitek.

The commission proceeded with the scheduled hearing of **Hehaka Nunpa**. Chairman Natvig turned the proceedings over to Hearing Officer Paul Bachand. It was stated for the record, this is the time and place for the hearing to determine whether Nunpa possesses the requisite minimum standards required to be employed or certified as a 911 telecommunicator under SDCL 34-45-26 and ARSD 2:05:01:01.

Nunpa submitted an application to attend the Two-Week 911 Telecommunicator Basic Training Session. Nunpa's application was denied for failure to disclose information in section 18 of the application. Nunpa was convicted of Simple Assault and charged with Vandalism in November 2015, but only listed the Simple Assault; he was charged with Possession with Intent to Distribute Marijuana and Possession of Marijuana in May 2016; was charged with ingesting Marijuana and ingesting Cocaine in August 2016, failed to list those charges on his application.

Nunpa is present without counsel. Kelly Marnette, Assistant Attorney General, is acting legal counsel for the State. Hearing Officer Bachand advised Nunpa of the hearing procedure and due process. The record will reflect a stenographic transcription of the hearing will be made and copies of the transcription will be available upon request and tender of the cost thereof. See file for exhibits.

The hearing commenced with opening statements by counsel, presentation of exhibits, and questions by commission members and the hearing officer. At the end of testimony, review of documents, questions, and discussion, the evidentiary portion of the hearing concluded.

Members entered executive session on a **motion** by Commission Member Rosenau, **second** by Commission Member Perry to further discuss their consideration, motion **approved**.

Members moved out of executive session and back into regular session on a **motion** by Commission Member Wollman, **second** by Commission Member Ravensborg. Proceedings resumed before the commission. **Motion** by Commission Member Perry to accept the denial of the application and further authorize the Chairman to sign the Findings of Fact and Conclusion of Law and Order, **second** by Commission Member Vitek. Motion **approved** by verbal response in the affirmative by all members. **Action 9-0 Aye** (Burns, Wollman, Howe, Ravensborg, Perry, Vitek, Rosenau, Miller and Gaikowski). The hearing was concluded.

Members recessed for a short break on a **motion** by Commission Member Miller, **second** by Commission Member Rosenau, motion **approved**. Commission returned to session with a quorum present on a **motion** by Commission Member Ravensborg, **second** by Commission Member Perry, motion **approved**.

Introductions were made of new commission members:

- newly appointed SD Highway Patrol Superintendent Rick Miller; and
- newly appointed tribal representative Gary Gaikowski, Sisseton-Wahpeton Chief of Police.

The commission proceeded with the scheduled hearing of **James Flynn**. Chairman Nativg turned the proceeding over to Hearing Officer Bachand. Flynn appeared before commission members on March 28, 2019, to determine whether he possessed the requisite minimum standards required to be employed or certified as a law enforcement officer. At the end of the hearing, a motion was made *to allow Mr. Flynn to become eligible for certification again, upon the successful evaluation and favorable recommendation of a mental healthcare professional of Law Enforcement Training's choosing. Further, if it's an unfavorable evaluation and unfavorable recommendation, we'd ask that the matter be rescheduled for the commission's further review and determination.*

It was stated for the record, this is the time and place for the continued hearing to consider Flynn's request for certification as a law enforcement officer in the State of South Dakota. This hearing is to determine whether Flynn possesses the requisite minimum standards required to be employed or certified as a law enforcement officer, to wit: Flynn was employed by the Wagner Police Department as a certified law enforcement officer. About October 31, 2017, Flynn resigned due to mental health issues related to his personal life and being assaulted during an attempted arrest. On December 24, 2017, Flynn made suicidal comments, including a statement about committing "suicide by cop." As a result, law enforcement intervened, and Flynn was placed on an emergency mental health hold. Flynn signed a consent of decertification as a law enforcement officer on January 16, 2018.

The record will reflect the March 28, 2019 hearing transcript was submitted to commission members. Commission Member Rosenau and Commission Member Burns were absent for the March 28<sup>th</sup> hearing and have reviewed the transcript. Newly appointed Commission Members Miller and Gaikowski have also reviewed the March 28<sup>th</sup> transcript. All other commission members were present for the March 28<sup>th</sup> hearing.

An evaluation was conducted by a mental healthcare professional of Law Enforcement Training's choosing on April 26, 2019. Dr. Roger Belisle, Ph. D., licensed psychologist, met with James Flynn at the Public Safety Building in Rapid City, SD, for a psychological evaluation to determine if he exhibits any psychological or dispositional factors which may cause a significant limitation in his ability to wholly and effectively fulfill the requirements of a law enforcement position in his endeavor to become reinstated as a law enforcement officer.

Flynn is present via telephone and is without legal counsel. Kelly Marnette, Assistant Attorney General, is acting legal counsel for the State. The record will reflect a stenographic transcription of the hearing will be made and copies of the transcription will be available upon request and tender of the cost thereof. See file for exhibits.

Hearing Officer Bachand advised Flynn of the hearing procedures and due process. The hearing continued with opening statements, witness testimony, presentation of exhibits, and questions by commission members and the hearing officer. Upon conclusion of the testimony, review of records, questions and discussion, the evidentiary portion of the hearing concluded.

Dr. Belisle, licensed psychologist, testified reference his evaluation and tests concluded in April. The prior psychological evaluation completed in May/June 2018 was the same individual, according to Flynn, that provided therapy to him from March to June 2018. This is not standard practice as this possesses a conflict of interest and puts the provider in a dual role; a professional providing therapy should not also complete an assessment upon that same individual, due to the lack of objectivity. Therefore, it was Dr. Belisle's opinion the prior evaluation is not valid. Dr. Belisle's conclusion and recommendations were that Flynn does not meet the minimum requirements for psychological suitability required for the position and does exhibit psychological factors which may cause a significant limitation in the ability to wholly adhere to and effectively fulfill the requirements of the position to which they have applied. Flynn appeared to have dispositional characteristics that would not make them a good fit for a law enforcement position. Therefore, Dr. Belisle does not recommend Flynn to be reinstated for a law enforcement position.

Members entered executive session on a **motion** by Commission Member Burns, **second** by Commission Member Gaikowski to further discuss their consideration, motion **approved**.

Members moved out of executive session and back into regular session on a **motion** by Commission Member Howe, **second** by Commission Member Ravensborg. Proceedings resumed before the commission. **Motion** by Commission Member Burns to deny the request for certification as a law enforcement officer, Flynn does not possess the requisite minimum standards for employment or certification as a South Dakota law enforcement officer under SDCL 23-3-42, and authorize the Chairman to sign the Findings of Fact and Conclusions of Law and Order, **second** by Commission Member Vitek. Motion **approved** by verbal response in the affirmative by all members. **Action 9-0 Aye** (Burns, Wollman, Howe, Ravensborg, Perry, Vitek, Rosenau, Miller and Gaikowski). The hearing was concluded.

Members recessed for lunch and reconvened at 1 pm with a quorum present and continued with the following grant requests:

**The Pennington County Sheriff's Office** is requesting a grant to provide "*Advanced Search and Seizure*" training by Blue to Gold Law Enforcement Training to be conducted in October 2019. The cost to train 30 students would be \$3,500.00. There is a built-in minimum of 25 students and a maximum of 48 students. This course is designed for experienced law enforcement officers who already possess a background knowledge and functional experience in search and seizure law. The instruction is advanced and fast-paced and uses case studies to explain the development and the status of the legal aspects of searches and seizures. **Motion** by Commission Member Perry to approve the Pennington County Sheriff's grant request, **second** by Commission Member Rosenau, motion **approved**.

Brian Mueller, Chief Deputy, Pennington County Sheriff's Office and Lt. Tom Derby, Lawrence County Sheriff's Office, are presenting a grant request through the Pennington County Sheriff's Office for the **Dakota Territories Sheriff's Conference** from September 30 through October 3, 2019. The overall

training costs for the conference is estimated at approximately \$20,000.00. The Sheriff's Office is requesting funding for four of the instructors for a total of \$ 10,000.00. The remaining balance will be shared by the South Dakota Public Assurance Alliance, the South Dakota Sheriff's Association, and the North Dakota Sheriff's Association. There are four different vendors, and each will be contracted separately. It is a blend of training for administrative law enforcement with a focus on the corrections side also. The goal is to attract all law enforcement agencies and law enforcement officers. There is no minimum or maximum student numbers needed for these courses. There will be training opportunities for officers to obtain the mandated trainings by the South Dakota administrative rule and to obtain continuing education training. The corrections side will be a two-day course taught by Gary Deland and Tate McCotter of the National Institute for Jail Operations. Jack Enter will conduct a leadership training session; Greg Smith, retired law enforcement officer, will conduct a presentation on the Kelsey Smith Case. His daughter was abducted and murdered on June 2, 2007. This program is designed for Law Enforcement, prosecutors, and others who work in the field with missing persons and/or violent crimes. **Motion** by Commission Member Vitek to approve the grant package for the Dakota Territories Sheriff's Conference, **second** by Commission Member Miller, motion **approved**.

The following certification reinstatements were presented:

**Eileen Ibach**, City of Yankton IT & Communications, along with communication supervisor Julia Hussein, are present requesting the reinstatement of the 911 Telecommunicator Certification for Ibach. Ibach completed the 911-Two-Week Telecommunicator Basic Training and was certified in September 2012. Ibach was employed by the Yankton Police Department as a dispatcher from March 2012 to November 2015. Ibach's certification expired in November 2017. Ibach was hired as a dispatcher by the Yankton Police Department in December 2018. Ibach has completed the departmental training program, is certified in PowerPhone, and has completed ICS 100, 200, 700 and 800. Ibach has also worked as a 911 dispatcher for Knox County, Nebraska and was previously certified in both South Dakota and Nebraska. Staff recommendation, if approved for reinstatement, is to complete the Career Survival (Ethics/Liability), and three day full access portions of the next available 911 Basic Session. **Motion** by Commission Member Rosenau to allow reinstatement contingent upon completion of the recommended requirements and training, **second** by Commission Member Perry, motion **approved**.

**Brent Swenson**, Turner County Sheriff's Office, is requesting certification reactivation. Swenson attended the 149<sup>th</sup> 12-Week Basic session and was certified in 2012. Swenson was employed with the Faulk County Sheriff's Office from 2011 to 2015 and a member of the Minnehaha County Reserves in 2016. Swenson's certification lapsed in October 2018. Swenson was hired by the Turner County Sheriff's Office as a part-time employee in March 2019. Staff recommendation is the attendance and completion of the reciprocity training week. **Motion** by Commission Member Perry to approve certification reactivation contingent upon the completion of the reciprocity training week, **second** by Commission Member Miller, motion **approved**.

Lincoln County State's Attorney Thomas Wollman is supporting the certification reinstatement request for **James Hoekman**. Hoekman completed the Six-Week, 240-hour, basic course and obtained his law enforcement certification in October 1991. Hoekmann was employed full-time by the Minnehaha County Sheriff's Office from 1991 until his retirement in 2015 and was in good standing throughout this 25-year time period. His certification expired in November 2017. Upon retirement from Minnehaha County, Hoekman served in the SD National Guard as the Command Sergeant Major from 2015 - 2019. Hoekman was hired by the Lincoln County State's Attorney's Office as a Special Investigative Agent, pursuant to SDCL 7-16-7, which authorizes the state's attorney to employ such agents to assist in the investigation of crimes. Wollman believes Hoekman possesses a skill set that will lend itself to a professional review and investigation of the various crimes his office prosecutes. Hoekman has reviewed the Lincoln County Sheriff's Office Use of Force policy. Hoekman has extensive training but staff would

recommend the attendance and completion of the reciprocity training week. **Motion** by Commission Member Burns to approve the certification reinstatement for James Hoekman contingent upon the attendance and completion of the reciprocity training week, **second** by Commission Member Gaikowski, motion **approved**. The record will reflect Commission Member Wollman was recused from discussion and voting.

Jerry Moore, and Summerset Chief of Police Don Allen, are present to request consideration of certification reinstatement. Moore was employed with the Rapid City Police Department from 1987 until his retirement in 2008. In 2009, Moore was asked to work part-time for the Rapid City Police Department. Moore worked for the police department until September 2013 when he moved to Texas. Moore returned to South Dakota in 2016 and worked part-time as an advisor regarding Native American Culture with the Rapid City Police Department. In 2018, Moore began the program assisting the homeless population of Rapid City with various needs and is still in a part-time position assisting the community as an employee of the Rapid City Police Department. Moore's certification lapsed in September 2015. Chief Allen advised members that Moore would be an asset to the Summerset Police Department, he is an outstanding police officer, is an ethical person who is also very honest and has impeccable integrity. Moore lives in Summerset and working part-time for the police department would allow him to continue to serve the community in which he lives. Staff recommendation is the attendance and completion of the reciprocity training week. **Motion** by Commission Member Miller to approve certification reinstatement contingent upon being hired and the attendance and completion of the reciprocity training week, **second** by Commission Member Rosenau, motion **approved**.

Brian Mueller, Pennington County Sheriff's Office Chief Deputy, is representing Pennington County's certification reinstatement for Harry Martinez. Pennington County Sheriff's Office would like to hire Martinez as a part-time non-benefited deputy. Martinez would provide support to the agency by working during the Sturgis Rally, the Central States Fair, conduct prisoner transports and extraditions. Martinez completed reciprocity requirements and was certified in 2007. Martinez was employed as a Brand Board Investigator; Custer County Deputy, part-time Game, Fish and Parks Ranger; and was with OST until April 2017. His certification expired in April 2019. Mueller advised that Martinez will be required to complete firearms training, domestic violence and attend 24 hours of in-service training. Staff recommendation is, upon being hired by the Sheriff's Office, Martinez attend and complete the reciprocity training week. **Motion** by Commission Member Burns to approve reinstatement pending being hired and the completion of the reciprocity training week, **second** by Commission Member Rosenau, motion **approved**.

Jordan Rahn, the next scheduled individual requesting certification reinstatement is not present.

Scott Stiegelmeier, Lake City, is requesting commission consideration for certification reinstatement. Stiegelmeier completed the 1999 Western Dakota Law Enforcement Technology Program and successfully passed the reciprocity exam, the reciprocity requirements and was certified in May 2000. Stiegelmeier worked off and on in law enforcement before he moved near Britton when his father fell ill. The most recent agency employment was with the Belle Fourche Police Department from December 2010 to April 2014. His certification expired in April 2016. Staff recommendation, must be hired by an agency, attend and complete the reciprocity training week. **Motion** by Commission Member Burns to approve certification reinstatement with the staff stipulation, **second** by Commission Member Wollman, motion **approved**.

Madison Chief of Police Justin Meyer is before members to present Sean Nielsen's case for reciprocity eligibility and certification consideration. Nielsen is a 2016 Southeast Tech graduate. Nielsen completed the reciprocity exam, completed the reciprocity skills requirements and was eligible for certification in May 2017. Nielsen's eligibility for certification lapsed in May 2018. A graduate becomes certified when hired by a law enforcement agency within two years of graduation. Nielsen was hired in 2016 by

the Lake County Sheriff's office as a correctional officer and has maintained that position to the present time. The Madison Police Department has extended an offer for the position of a police officer to Nielsen. Nielsen has successfully completed their testing, polygraph exams, and interview. Nielsen will be required to complete 14 weeks of FTO training, per the Madison Police Department policy, and any further training or testing required by the Standards and Training Commission. Upon being hired, staff recommended attendance and completion of the reciprocity training week. **Motion** by Commission Member Vitek to approve the reciprocity eligibility based upon staff recommendations, **second** by Commission Member Perry, motion **approved**.

Yankton Chief of Police John Harris and Sgt. Jason Foote are before members requesting permission to develop a reserve officer program at the Yankton Police Department. They plan to have two to three officers to assist the Police Department in the special events. The reserve officers will be partnered with a service officer. The reserve officers will attend the same Five Week program as the department officers attend prior to coming to the Basic Certification Training Course. **Motion** by Commission Member Vitek to approve the reserve officer program, **second** by Commission Member Burns, motion **approved**.

Members reviewed and considered the following firearms re-qualification requests:

**Abbie Kirkpatrick**, Sioux Falls Police Department, along with Cpt. Loren McManus and Sgt. Josh Disburg, are present requesting an additional chance for firearms qualification. Kirkpatrick was dismissed from the 170<sup>th</sup> Basic Certification Training Session for failure to qualify the course of fire used for handgun qualification. Kirkpatrick took part in all remedial training sessions offered at the academy. Kirkpatrick has demonstrated strong leadership qualities and good decision-making. The Police Departments believes these traits are part of the foundation that will allow Kirkpatrick to grow into a respected and productive officer. Kirkpatrick continues to receive additional training and guidance from the Police Department's Range Staff. **Motion** by Commission Member Vitek to allow one reset, four attempts, to demonstrate firearms proficiency, **second** by Commission Member Gaikowski, motion **approved**. The record will reflect Commission Member Burns was recused from discussion and voting.

Brian Mueller, Pennington County Sheriff's Office Chief Deputy, is representing the agencies request for an additional attempt to pass the state mandated firearms qualification for Deputy **Alix Whittle**. Whittle was dismissed from the 170<sup>th</sup> Basic Certification Training Session for failure to qualify the course of fire used for handgun qualification. Whittle took part in all remedial training session offered at the academy. Whittle struggled with the size of Glock issued by the department. The department issued Whittle a new firearm during the last week of the basic training session. Whittle has been working four times a week with one-on-one instruction from the agency firearms instructors. **Motion** by Commission Vitek to grant one reset, four attempts, to demonstrate firearms proficiency, **second** by Commission Member Howe, motion **approved**.

**Shannon Kymala** and Clay County Sheriff Andy Howe, are present requesting an opportunity for an additional attempt to pass the required firearms qualification. Kymala was dismissed from the 170<sup>th</sup> Basic Certification Training Session for failure to qualify the course of fire used for handgun qualification. Kymala took part in all remedial training sessions offered at the academy. Kymala had issues with her draw. The Sheriff's Office changed holsters which forced Kymala to do a different draw and she has improved. Kymala has been working with certified firearms instructors and has shown considerable improvement. **Motion** by Commission Member Vitek to allow one reset, four attempts, to demonstrate firearms proficiency, **second** by Commission Member Burns, motion **approved**. The record will reflect Commission Member Howe was recused from discussion and voting.

**Fernando Claren** has requested to appear before commission members to rule on his eligibility to re-enter the Basic Certification Course. Claren was enrolled in the 169<sup>th</sup> Basic Certification Session and

completed Phase I in December 2018. He withdrew from the training session as his employment with the Union County Sheriff's Office was terminated. Claren was using the agency vehicle for personal reasons. At the conclusion of member questions and discussion, a **motion** was made by Commission Member Perry to reinstatement Claren's eligibility, when he is hired by an agency and to start the basic certification session at day one, **second** by Commission Member Wollman. Motion **passed** with six votes in favor (Wollman, Howe, Perry, Vitek, Rosenau, Gaikowski) two against (Burns, Miller) and one abstention (Ravnsborg).

Executive Secretary Mosteller presented the following reciprocity requests:

**Lake Area Technical Institute students** will complete the Law Enforcement Technology Program in May 2019. Per the Articulation Agreement between the SD Law Enforcement Officers Standards and Training Commission and Lake Area Technical Institute, the Standards and Training Commission agrees to administer to students in the final semester of the Law Enforcement program, a written reciprocity test and skills tests, or within two years of graduation. Nineteen students were administered the reciprocity exam at LATI by Agent Cam Corey on March 27, 2019. Fifteen students passed the exam, have completed the reciprocity required skills testing, and are eligible for certification. Four students have been hired by agencies and are certified officers. **Motion** by Commission Member Miller to approve the Lake Area student listing, **second** by Commission Member Rosenau, motion **approved**.

The following canine teams have met the requirements of certification or recertification:

- Canine Team **Michael Varilek and K9 Taz**, Corson County Sheriff's Office, have met the requirements for Drug Dog Detection certification on April 16, 2019;
- Canine Team **Matthew Hower and K9 Jary**, Rapid City Police Department, have met the requirements for Drug Dog Detection certification on April 16, 2019 and Patrol Dog certification on June 14, 2019;
- Canine Team **Thomas Barstad and K9 Neko**, Aberdeen Police Department, have met the requirements for Drug Dog Detection certification on April 16, 2019;
- Canine Team **Nicholas Campbell and K9 Jax**, Oglala Department of Public Safety, have met the requirements for Drug Dog Detection certification on April 16, 2019;
- Canine Team **Stuart Griffith and K9 Sem**, SD Highway Patrol, have met the requirements for Drug Dog Detection certification on April 16, 2019;
- Canine Team **Nate Pepin and K9 Zane**, Mobridge Police Department, have met the requirements for Drug Dog Detection certification on April 14, 2019;
- Canine Team **Michael Dale and K9 Sadie**, SD Highway Patrol, have met the requirements for Explosive Detector Dog certification on May 2, 2019;
- Canine Team **Brandon Neitzert and K9 Comrade**, Division of Criminal Investigation, have met the requirements for Accelerant Detection certification on April 30, 2019;
- Canine Team **Shannon Irish and K9 Bram**, Sioux Falls Police Department, have met the requirements for Drug Dog Detection certification on May 9, 2019;
- Canine Team **Chad Westrum and K9 Robi**, Sioux Falls Police Department, have met the requirements for Drug Dog Detection certification on May 9, 2019;
- Canine Team **Dennis Mez and K9 Doc**, SD Highway Patrol, have met the requirements for Drug Dog Detection certification on May 2, 2019;

- Canine Team **Derek Puckett and K9 Chena**, Oglala Department of Public Safety, have met the requirements for Drug Dog Detection certification on May 2, 2019;
- Canine Team **Shannon Rojo and K9 Rvly**, Oglala Department of Public Safety, have met the requirements for Drug Dog Detection certification on May 2, 2019;
- Canine Team **Kathleen Adams and K9 Kelly**, Spink County Sheriff's Office, have met the requirements for Drug Dog Detection certification on June 14, 2019;
- Canine Team **John Badker and K9 Shadow**, Mitchell Police Department, have met the requirements for Drug Dog Detection certification on June 14, 2019;
- Canine Team **Marcus Christianson and K9 Rita**, Rapid City Police Department, have met the requirements for Patrol Dog certification on June 14, 2019;
- Canine Team **Sean Doyle and K9 Stryker**, Rapid City Police Department, have met the requirements for Patrol Dog certification on June 14, 2019;
- Canine Team **Michael Jenkins and K9 Bree**, Kingsbury County Sheriff's Office, have met the requirements for Drug Dog Detection certification on June 14, 2019;
- Canine Team **Dennis Maude and K9 Poli**, Huron Police Department, have met the requirements for Drug Dog Detection certification on June 14, 2019;
- Canine Team **Don Farlee and K9 Beaudy**, Cheyenne River Sioux Tribe, have met the requirements for Drug Dog Detection certification on June 14, 2019;
- Canine Team **Roman Marrufo and K9 Iwan**, Cheyenne River Sioux Tribe, have met the requirements for Drug Dog Detection certification on April 16, 2019;
- Canine Team **Denver Kvistad and K9 Ryker**, SD Highway Patrol, have met the requirements for Drug Dog Detection certification on June 14, 2019;
- Canine Team **Austin Schmitz and K9 Lennart**, SD Highway Patrol, have met the requirements for Drug Dog Detection certification on June 14, 2019.

**Motion** by Commission Member Rosenau to approve the canine certification listing as corrected, **second** by Commission Member Perry, motion **approved**.

The following items were for commission information only and did not require any commission action by members:

To maintain a basic certification, a SD law enforcement officer or reserve officer must complete 40 hours of training or courses in the subject areas listed in ARSD 2:01:06:05 during every two years. This is to include at least two hours in crisis intervention or mental illness. Officers are required to complete this training or courses by December 31<sup>st</sup> and provide proof to Law Enforcement Training by January 25<sup>th</sup>. Officers have not been held accountable in the past. Officers not in compliance will be advised their certification is inactive, and they cannot perform the duties of a law enforcement officer or reserve officer. The officers will also be advised that if Law Enforcement Training has not received the necessary documentation within 30 days of the notice of noncompliance, the officers will be referred to the Standards and Training Commission for a hearing where the Training Administrator will request suspension or revocation of their law enforcement certification.

A voluntary consent of decertification has been received from Nick Myers formally with the Gregory Police Department. Myers was in violation of a protection order and use of Meth and Marijuana.



There being no further business to come before the meeting body, the meeting was adjourned on a **motion** by Commission Member Rosenau, **second** by Commission Member Burns, motion **carried**. The next meeting will be scheduled for September 5, 2019.

DRAFT