

**VERMONT CRIMINAL JUSTICE TRAINING COUNCIL
MEETING AGENDA**

October 11, 2011

VERMONT POLICE ACADEMY

PITTSFORD, VT.

10:00AM

1. Call to Order
2. Approval of Prior Minutes
3. Committee Reports
 - Canine
 - Proposed Revisions
 - Use of Force
 - Youth Services
 - Domestic Violence
 - Waiver
4. Training Report
5. Executive Director's Report
6. New Business
7. Old Business
8. Executive Session (Personnel Issues/Contract)
9. Adjournment

Council Meeting Attendance

Tuesday October 11, 2011

Steve Bonard

Rick Gauthier

Andy Pallito

John Florio

Jennis Reinhardt

GLEN BUTTON

Emily Lemoff

Cindy Maguire

Keith Flynn



Criminal Justice Training Council
Vermont Police Academy
317 Academy Road
Pittsford, VT 05763
www.vejtc.state.vt.us

[Phone] 802-483-6228
[Fax] 802-483-2343

Office of the Executive Director

Vermont Criminal Justice Training Council
Meeting Minutes
October 11, 2011

Present:

Sheriff Stephen Benard, Chair
Director Glen Button, Vice-Chair
Executive Director Richard Gauthier, Vermont Police Academy
Captain William Elovirta
Major Dennis Reinhardt
Commissioner Keith Flynn, Department of Public Safety
Commissioner Andrew Pallito, Department of Corrections
Cindy Maguire, Vermont Attorney General's Office
Emily Leinoff, Administrative Services Coordinator

10:14: Meeting is called to order by Chair, Sheriff Stephen Benard.

Use of Force Report: The use of force committee report was reviewed. There is a request to have Training Coordinator Burnett submit a report on the issue about the use of force continuum. Executive Director Gauthier stated that he would have Training Coordinator Burnett draft a report regarding the issue.

Training Report: The Council had some questions about capping the Basic Training Class at 38. The reason for this cap has to do with time issues, space issues, and trying to get through training scenarios in a timely manner. This cap is more of a decision for the Executive Director.

Executive Director's Report: Executive Director Gauthier shared updates on different projects with the Council. He stated that the entrance testing project is underway and there is a signed MOU in place now to have Dr. Fleming from Norwich University review our entrance testing process.

There was discussion about having the Council become a certifying entity for the staff members at the Academy that wish to maintain their certification. Some questions that had been brought up were when staff members were using a fleet vehicle, which is clearly a cruiser, when driving to another location. If there is ever a time when the staff member is flagged down because they are driving a cruiser, would the staff member be covered under their agency as a certified officer? There would be less confusion if the Council was the certifying entity. Several areas of discussion came up, which included the thought that if the Council became the agency, the job tasks of the staff would change and they would need reclassifications. There would be issues with who provides firearms as well. Maybe to circumvent these issues the Academy can look into purchasing a non-cruiser vehicle for their fleet.



The Innocence Summit went well, however there was not as much advertising as hoped. The Deputy Chief that taught the summit is willing to come back and teach a train-the-trainer course in the future.

The Academy's standard operating procedures are underway, and should be done at the conclusion of the current full-time class. The wireless project has been resurrected and it was found that the State never accepted the grant, so there is progress in getting the State to accept the grant. The hope is to get wireless internet and computers (I Pads) for the Basic Class students. The Academy hired a new Homeland Security Training Coordinator, Lissa Stark, and she will be starting on October 31. We are still working with Jim Mongeon on getting a Sexual Assault Training Coordinator. The admin building that was taken off the table may be back on the table, still working on that as well.

Spoke with Jason Pinard about the upcoming budget and it appears that there is about a \$135,000 carryover from fiscal year '11 that Jason wants to give back to the State. For fiscal year '12 it is projected there will be about an \$111,000 carryover, which is even after backing out some significant expenses. Commissioner Reardon wants us to wait to see if he needs to take any or all of the fiscal year '11 carryover. The Commissioner will have a better idea about this next month. We will also need to cut 4% out of the new budget, which we are still working on.

The reclassification for employees is complete. The Senior Training Coordinator and the Assistant Director positions have been cut and in place there will be a Director of Training and a Director of Administration. Since John Gonyea was in the position of the Assistant Director when the job reclassification was complete, he is now the Director of Administration. We have started advertising for the Director of Training Position. Both of these Director positions now have a pay grade 26. The Training Coordinator pay grades went from a pay grade 22 to pay grade 23.

Waiver Request: Francis (Paco) Aumand appeared before the Council to request a waiver for his Full-Time Certification. Mr. Aumand explained that he wished to get his Full-Time certification back to good standing and is requesting a waiver of the 5-year rule. Mr. Aumand has years of experience in the Criminal Justice System in Vermont, but has not held a sworn officer position since 1995. Commissioner Flynn abstained from the discussion and decision, and Captain Elovirta made a motion that Mr. Aumand would need to go through the Waiver Committee with his request. Cindy Maguire seconded the motion. Motion passed, Mr. Aumand's request will be brought before the waiver committee.

Executive Director Gauthier explained to the Council that there is a wish at the Academy to clarify the difference between Part-Time Officers and Full-Time Officers. Currently the distinction is in the training and the hours Part-Time Officers can work. A decision about what qualifies as traditional law enforcement work and what is non-traditional law enforcement work should be put in writing by the Council. Executive Director Gauthier explained that we are also working on getting in place an on-line site that would allow Part-Time certified Officers to report their hours worked to us. Research is also going to be provided to the Council on what other states are currently doing as far as their Part-Time Officers.



Training Coordinator, TJ Anderson presented to the Council about the Domestic Violence training that was mandated for all officers. We only have about 8.5% of officers that still need to take the course. Next year, 2012, there will be an on-line training that the Council will have to approve at their December meeting. A proposal was made to the Council to request that all newly certified officers will need to complete the original 8 hours Domestic Violence training in the future. Training Coordinator Anderson would like this added to the Phase 2 requirements of the Part-Time Certification process.

Canine Training Coordinator Robert Ryan presented a few requests to the Council as far as changing the Canine Program. TC Ryan requests the following additions and changes:

- Add in 2 weeks to the Tracking School so the school is a total of 6 weeks.
- Add an "On Command" to certification requirements of sit-watch handler assault.
- Add a "when called by handler" and "on command" to apprehension from vehicle certification requirement.
- Forbidding that during the original certification or annual re-certification will electronic collars or ultrasonic devices be used. Police canines can wear an e-collar by the remote must not be possessed by the handler and cannot be activated during any of the tests.
- Adding to the handler fitness requirements:
 - Handlers who participate in an annual fitness assessment through their own agency are exempt, providing the assessment is within a month prior to the May recertification. This test will count as their K-9 Program Assessment. Documentation is required on the first day of the recertification. If a handler does not pass the fitness test, the team will be sent home. Arrangements can be made to retake the fitness test.

After both Training Coordinators left the meeting, the following motions were made.

Motion was made by Director Button to support the changes recommended by Training Coordinator Ryan. Motion passed.

Motion was made by Cindy Maguire to follow the request of TJ Anderson and require that the current Phase 2 Domestic Violence training for part-time officers be the Minimum eight (8) baseline domestic violence training that all officers needed to complete by December 31, 2011. Motion passed.

The Council requests the Commissioner Flynn contact the Law Enforcement Advisory Board (LEAB) and have them research the Part-Time certification issues that arose earlier in the meeting. The LEAB will be able to research provide input to the Council to assist the decision on the part-time issue.

Director Gauthier and Sheriff Benard have identified the members for the sub-committees. Below are the committees and members;

Technology Committee: Captain Jake Elovirta (Chair), Chief Schirling, Bill Sheets, John Gonyea, Joe Damiata, and Sheriff Schmidt.



Certification Committee: Cindy Maguire (Chair), Dave Fenster, John Gonyea, Dennis Reinhardt.

Budget Committee: Director Button (Chair), Chief McQueen, Sheriff Benard.

VT Colleges Committee: This committee is not going to be active, as the colleges the Academy has been working with pulled away from the part-time academy program.

Rules Committee: Cindy Maguire (Chair), Commissioner Flynn, Sheriff Benard, and Director Button.

Training Tracks: the following training tracks were identified as being: Highway Safety, Investigations, Leadership, Administration, and Technology.

Motion to approve the prior meeting minutes was made by Cindy Maguire and seconded by Director Button.

Committee Reports: Motion made by Captain Elovirta to approve all the committee reports with the exception of the Waiver Committee. Motion seconded by Cindy Maguire. Motion passed.

Waiver Committee Report: Chief Hanley's request for an extension of a Rule 8 (6 month) waiver for Neil Mogerley was reviewed. The Council had issues with this waiver request as one was already approved of previously. Commissioner Flynn expressed concerns about sanctioning a part-time certified officer to work full-time for this length of time. Motion was made by Captain Elovirta to approve this request with the understanding that this is the last request Mogerley can request. Discussion continued and Captain Elovirta removed his motion. Director Button made a motion to grant the waiver with the understanding that Mogerley must attend the 93rd Basic or revert to Part-Time status, and he will not be granted another waiver. Nobody seconded the motion. Cindy Maguire made a new motion to deny the waiver because an extension of the 6 month rule had already been granted. Motion was seconded by Commissioner Flynn. Motion passed, waiver denied.

Woodstock Police Department requests a waiver for Chief Robbie Blish. Motion was made by Cindy Maguire to approve the recommendation of the waiver committee and approve the waiver request and prescribe a standard prescription to Chief Blish as well as the Mandatory 2010 Domestic Violence training, Mental Health training, and DUI (which at a minimum must include case law updates, new form, and current DMT machine operation). Motion was seconded by Commission Flynn. Motion passed, waiver approved.

Sheriff Benard confirmed with Director Gauthier that Michael Loyzelle was in fact decertified. Loyzelle had requested an appeal of the decision, but withdrew his appeal.

Director Gauthier presented to the Council, at request of the staff at the Academy that a new name be given to the Police Academy. This name would be the Vermont Criminal Justice Training Academy. The purpose of this new name would be to identify the fact that we do not just training police here. With the new name request, new logos were presented to the Council. Captain Elovirta explained that the State would need to be presented with the logo and this request should be tabled until December.



Cindy Maguire made a motion to go into Executive Session for the purpose of discussing personnel. Motion seconded by Director Button. Motion passed, meeting went into Executive Session at 12:33.

Motion to leave executive session made by Cindy Maguire and seconded by Director Button. No action taken on executive session topic.

Regular meeting adjourned on a motion by Cindy Maguire seconded by Director Button at 12:40.



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317 Academy Road
Pittsford, VT 05763
www.vcjtc.state.vt.us

[phone] 802-483-6228
[fax] 802-483-2343

Office of the Executive Director

**Vermont Criminal Justice Training Council
Meeting Minutes
June 28, 2011**

Present:

Sheriff Stephen Benard, Chair
Director Glen Button, Vice-Chair
Executive Director Richard Gauthier, Vermont Police Academy
Captain William Elovirta
Chief Steve McQueen
Major Dennis Reinhardt
Commissioner Keith Flynn, Department of Public Safety
Commissioner Andrew Pallito, Department of Corrections
Joe Damiata, Vermont League of Cities & Towns
Cindy Maguire, Vermont Attorney General's Office
Emily Leinoff, Administrative Services Coordinator
James Baker
Michael Donahue, Burlington Free Press

10:08: Meeting is called to order by Chair, Sheriff Stephen Benard.

10:09: Meeting minutes from the Council Meeting on March 8, 2011 are approved on motion by Chief McQueen, second by Cindy Maguire.

10:09: Canine Committee Report was reviewed.

10:09: Training Advisory Committee report was reviewed.

10:11: Use of Force Committee Report was reviewed. There was discussion from Director Button about any updates on the progress of the firearms range. Director Gauthier added that there were no updates. Director Button expressed that many officers were impressed with the trailer that has been there for the interim. Cindy Maguire asked if the MOU had been signed and Sheriff Benard relayed that it had not been signed. No further discussion.

10:14: Waiver Committee Report was reviewed.

Blish, Robbie – Woodstock Police Department – Director Gauthier presented a waiver that had just been submitted by the Town Manager of Woodstock. The waiver is for full-time certification for Blish. Blish had been full-time certified in Vermont and left in 1995 when he moved to Florida and has since been working full-time as a police officer. Woodstock is requesting that Blish be allowed to work in a law enforcement capacity while he waits to attend Phase I of the Part-Time Certification Process. Legal counsel had given Director Gauthier the approval to allow this. The Council decided to put the waiver decision on hold until they can consult legal counsel.
WAIVER TABLED.



Willumitis, Albert – Town of Andover – Chief McQueen made a motion to approve the Waiver Committee's recommendation that Constable Willumitis could have an extension until September 30, 2011 on his provisional part-time certification. Motion was second by Director Button. WAIVER APPROVED.

Shepard, Eric – Williston Police Department – Chief McQueen made a motion to approve the Waiver Committee's recommendation that Officer Shepard be allowed to work full-time on a part-time certification for an additional 6 months. Motion was second by Captain Elovirta. WAIVER APPROVED.

Bisconti, Justin – Brattleboro Police Department – Motion was made to approve the Waiver Committee's recommendation of denying this waiver. Out of state officers requesting certification should be held to Vermont Standards, since Bisconti had not been certified within one year of completing his training we will not credit his training towards a Vermont certification. WAIVER DENIED.

O'Hare, William – Essex County Sheriff's Department – Chief McQueen made a motion to approve an amended recommendation by the Waiver Committee that O'Hare's New York full-time certification be credited towards a VT full-time certification. O'Hare must complete the Criminal Law and Motor Vehicle law sections of a standard prescription. Once these are successfully completed, O'Hare will be granted a Full-Time certification. WAIVER APPROVED.

Poulin, Mark – Washington County Sheriff's Department – Chief McQueen made a motion to approve the Waiver Committee's recommendation that Poulin complete a total of 57 hours of training, become certified in first aid, and complete two separate firearms qualifications by September 30, 2011 in addition to 2011 requirements that need to be completed by December 31, 2011. Motion was second by Cindy Maguire. WAIVER APPROVED.

Stanwood, Julien – Orleans County Sheriff's Department – Cindy Maguire made a motion to approve the Waiver Committee's recommendation that Stanwood must complete 31 hours of training and one firearms qualification by September 30, 2011, in addition to 2011 requirements that must be completed by December 31, 2011. Motion was second by Commissioner Flynn. WAIVER APPROVED.

Sloan, Patrick – Orleans County Sheriff's Department – Cindy Maguire made a motion to approve the Waiver Committee's recommendation that Sloan completed 24 hours of training by September 30, 2011, in addition to 2011 training requirements that must be completed by December 31, 2011. Motion second by Captain Elovirta. WAIVER APPROVED.

Dixon, William – Essex County Sheriff's Department – Motion made by Chief McQueen to deny the Waiver Committee's recommendation that Dixon complete four separate firearms qualifications by September 30, 2011. Motion was made to deny this recommendation and have the Executive Director handle this matter through the decertification process as Dixon had missed several years worth of training. This matter is not a waiver matter and the Council will not vote on this matter. WAIVER DENIED.



Discussion: The Council requests the Academy Staff to draft a letter to go to agencies that explains the difference between a decertification process and a waiver process. The Council would also like to find a way to track who is using the waiver process and what it is currently being used for. A possibility would be to obtain an intern to go through past minutes of meetings to gather this information.

Lambert, Albert – Orleans County Sheriff's Department – Cindy Maguire made a motion to approve the Waiver Committee's recommendation that Lambert complete 36 hours of training and become first aid certified by September 30, 2011. After discussion by Commissioner Flynn it is noted that Lambert had been out of work on medical leave which is why he was unable to complete the required training. Motion was second by Chief McQueen. WAIVER APPROVED.

Norton, Christopher – Springfield Police Department – Director Button made a motion to approve the Waiver Committee's recommendation that Norton complete 11 hours of training and become first aid certified by September 30, 2011. Motion was second by Joe Damiata. WAIVER APPROVED.

Smith, Reginald – Orleans County Sheriff's Department – Director Button made a motion to deny the Waiver Committee's recommendation that Smith complete one firearms qualification and become first aid certified and to apply 2010 training hours to missed hours from 2008. Smith needs to go through the decertification process if he wishes to gain compliance. Motion to deny the waiver second by Captain Elovirta. WAIVER DENIED.

Raymond, Matthew – Office of Attorney General – Chief McQueen made a motion to approve an amended version of the Waiver Committee's recommendation that Raymond complete Phase I of the Part-Time Certification Process and make-up training hours from 2006 to be re-certified. The amended recommendation is that Raymond complete Phase I of the Part-Time Certification Process and also completes the required training for 2011 by December 31, 2011 to become re-certified. WAIVER APPROVED.

Noted that Cindy Maguire abstained from the discussion of this waiver as a member of the Council due to a conflict of interest.

10:50: Youth Services Report – No report was given.

10:50: Domestic Violence Report was reviewed.

10:51: Homeland Security Report was reviewed.

10:51: James Baker speaks to the Council on his Report on Findings and Recommendations. Baker went through the report with the Council and addressed several topics in which he noted as reasons the Academy had gotten to the place it was in. Appreciation of the staff members that had stayed and helped the Academy was expressed and in the report there were suggestions as to how to keep the Academy growing in a positive way.

11:31: Break

10:42: Resume



10:42: Cindy Maguire spoke with Director Gauthier about legal questions that had surfaced in regards to the waiver submitted for Robbie Blish. Emails to and from Director Gauthier and Legal Counsel about allowing Robbie to work on an administrative waiver until Phase I is completed were reviewed by Council Members. Concerns were raised from Chief McQueen because a time span of 16 years that Blish was out of Vermont law enforcement is too long to allow him to work in a law enforcement capacity without having to complete the minimum standards first. Concerns were also raised by VLCT representative Joe Damiata because the laws have changed significantly in the past 16 years. Motion was made by Chief McQueen to deny this request to allow Blish to work in a law enforcement capacity before completing Phase I. Blish will need to complete Phase I before an administrative waiver can be given. Motion to deny second by Commissioner Flynn. WAIVER DENIED.

10:56: Training Advisory Committee Report was reviewed.

10:56: Executive Director Gauthier gave his report to the Council. Director Gauthier distributed the strategic plan to staff members and advised them to look over the plan and the overarching goals. He advised staff that they needed to focus on the low hanging fruit before trying to tackle the bigger issues. Director Gauthier encouraged staff to look at their individual positions and try to develop improvement. Director Gauthier also spoke on the topic of the re-classification of employees and trying to work on the entrance testing project to find out if it is bias in any way. The Champlain College Part-Time school program was discussed and discussion of a Certification/Decertification sub-committee was discussed.

12:15: Fire Range Incident was discussed by Sheriff Benard and a synopsis of what occurred on the range and the issue that had been brought forth was discussed and the report of John Gonyea was reviewed.

12:27: New Business – strategic plan was discussed and the engagement of the Council and staff was discussed. It was proposed that the Council starts spending less time reviewing waivers and more time reviewing the strategic plan for future meetings. Sub-Committee formation was discussed to implement a certification/decertification, budget, and capital plans sub-committees. The Council would like to see the strategic plan posted to the website as well.

12:32: Old Business – None.

12:32: No executive session needed.

12:34: Motion to adjourn the meeting was made by Chief McQueen and second by Cindy Maguire.



CANINE TRAINING REPORT

SCHOOLS: The Vermont Fish and Wildlife Department officers Chad Barrett, his canine Ranger and Mark Schichtle and his canine Magooch completed the four week tracking and evidence course.

Vermont State Police Troopers Wayne Godfrey, David Roos and Officer Kevin Moulton from Montpelier Police Department are attending the twelve week phase of the patrol school.

Officer Wetherby, his canine Wyatt and Officer Warfle and his canine Doc completed the eighty hour provisional training and are now certified as drug detection teams. Trooper Robinson and his canine Sandy were also certified as a drug detection team recently.

I will be attending a four day canine seminar in Washington DC along with seven other handlers from Vermont. This seminar has trainers and speakers from several different agencies across the country. The last e-mail I received advised that they have five hundred canine teams attending this training.

The canine committee will be having a meeting shortly after this seminar to address any changes that we feel that may need to be made to keep up with the national standards.

These changes along with the third quarter highlights will be included for the next council meeting.

CANINE HIGHLIGHT

Date Received by K-9 Unit: 08/02/2011

Summary: I was called out for a stake out at 717 Monkton Road in the Town of Bristol. Dispatch advised that a suspect and his wife were wanted for questioning regarding a drug deal and shooting that occurred in the Town of Hinesburg. The suspects fled after the shooting and are known to live at 717 Monkton road. Myself and Trooper Pregent posted at separate locations near the residence and waited for TSU to arrive and execute a search/arrest warrant. Prior to TSU's arrival, I observed the suspect vehicle traveling south on Monkton Road and I notified Trooper Pregent and told him to meet with me. I initiated a felony traffic stop and used K9 Vincent to do a sit watch on the suspects during the felony stop and after they were in custody. K9 Vincent did not exit the vehicle until told to do so. K9 Vincent and I were also called upon by BCI to conduct an evidence search for the suspects weapon believed to be in a corn field behind the suspects residence. K9-Vincent located the handgun (Beretta .380). The handgun was buried approximately 4-6 inches in the soil and it was wrapped in a clear plastic bag. The weapon was loaded with the hammer cocked; round in the chamber and the safety was disengaged. K9 Vincent located the evidence and immediately sat and scratched at the area and his scratching partially exposed the weapon. Trooper Justin Busby and K-9 Vincent

Respectfully submitted
Robert Ryan
Canine Training Coordinator

The following revisions are going to be proposed by TC Ryan at the next VCJTC Council meeting.;

1. Increasing hours for Basic Tracking School from 160 to 240 hours (4 week to 6 week).
2. Adding "On Command" to certification requirements of Sit-Watch Handler Assault (requiring dog to only bite decoy on command when handler assaulted).
3. Adding "when called by handler" and "on command" to Apprehension from Vehicle certification requirement (requiring dog to only come out of cruiser when called and to only bite when commanded).
4. Adding to Patrol Dog Annual Certification the following:

At no time during the original certification or annual recertification's will electronic (e-collar) or ultrasonic devices be used. Police canines can wear an e-collar but the remote must not be possessed by the handler and cannot be activated during any of the original certification or annual recertification tests.

5. Adding to the Handler Fitness Requirements the following:

Handlers who participate in an annual fitness assessment (minimum standards 50th percentile) through their own agency are exempt, providing the assessment is within a month prior to the May recertification. This test will count as their K-9 Program assessment. Documentation is required on the first day of recertification. If a handler does not pass the fitness test, the team will be sent home. Arrangements can be made to retake the fitness test.

Use of Force Committee Meeting 24 Aug 2011

Prepared by: Training Coordinator Chris Burnett

Members Present: LT Robin Hollwedel, LT Robert Stebbins, 1SGT Don Keeler, Officer Scott Fisher, S/Trp. Steven Coote, Chief Lianne Tuomey, Sgt. Bart Chamberlain, Chief Tom Hanley and Chris Burnett.

Members Absent: Officer William Sullivan (medical leave), and Cpl. Phil Call, CPT Drew Bloom, LT Michael Henry, Warden Russ Shopland

Meeting called to order: 1005

ISSUE 1 – Firearms Instructor Certification

Discussion was started on the upcoming instructor updates and instructor certification. The update for this year has been developed to allow instructors to show their ability to instruct and show proficiency with their firearms. Hollwedel advised the standards need to be accomplished, and if not met the instructor should be de-certified. The committee agreed to this point. The question was raised about the ability to de-certify instructors that are unable to meet the standards set for the updates. Per council rules failure to successfully complete required updates renders the instructor ineligible for re-certification.

Burnett brought up the point that there is no prescribed council qualification course. Keeler pointed out the rule requiring a VCJTC certified instructor supervise all firearm qualifications is relatively new. Further, Keeler suggested mandating a qualification course for all departments is not something we should do. There were no objections.

The expiration of certifications was discussed. Following debate, Chief Tuomey made a motion to recommend to the council that all firearms instructor certifications would expire on December 31, 2011. The motion was seconded by Chief Hanley and opened for discussion. Further, the decision was made to recommend to the council that firearms instructor certifications will become a three (3) year certification. The expiration dates would be December 31, 2011, 2014, 2017 and so on. All instructors are required to attend an update prior to December 31, 2011 to maintain certification. The motion was passed unanimously.



ISSUE 2 – Use of Force Continuum

Burnett brought up the use of force continuum. In recent publications, the trend is moving away from the use of force continuum in teaching. One justification for the move is officers responding to force in order of the continuum as opposed to responding with the necessary force to gain control. It was agreed that the topic should be researched and may require a review of the curriculum.

Chief Hanley announced that Chief Chris Brickell from Brandon PD will be replacing him on the UOF Committee. Keeler thanked Chief Hanley for his service to the committee.

No further business.

Meeting adjourned: 1200

Respectfully Submitted,

Chris Burnett
Training Coordinator

Youth Services

Quarterly Report

- Team Challenges 4 schools
- Fly-ins from Counter drug aviation 4 schools + National Night Out 2 locations
- LEA training 2 departments
- Summer camp support 3 camps
- Annual Training
- EUDL conference Aug 9-12

Respectfully Submitted,

John Herriman

Domestic Violence (TJ Anderson) Report, First Quarter

April – June, 2011

During This Quarter

Domestic Violence Related Activities

Mandated Domestic Violence (DV) Training:

I taught a mandatory domestic violence in-service class on May 2. It is estimated that more than 90% of officers have now attended the mandatory training. The Police Academy is working on identifying officers who still need to meet this requirement and sending letters to their agencies.

91st Full-Time Basic Academy:

- Domestic violence final scenarios
- Coordinated the following training blocks:
 - Post-Basic: Animal Cruelty Investigation
 - Post-Basic: Computer and Internet Crimes Investigation – Basic Level

State DV Related Organizations Participation:

- DV Council
- DV Fatality Review Board
- Protection Order Task Force
- Chittenden County DV Task Force
- Windsor County DV Task Force

Other:

- I continue to be asked to be an expert witness in Vermont district courts.
- I provided information and consulting services to various agencies (police and advocacy), legislature, and the media regarding domestic violence related topics.
- Taught a basic domestic violence class to Stafford Technical Center's Public Safety Services: Law Enforcement class.
- I was honored to attend IACP's National Law Enforcement Leadership Institute on Violence Against Women as an observer. The Institute was held in Kansas City, MO May 15 – 18, 2011.
- I taught two classes at the Rutland High School. On June 1, 2011 I taught internet safety (particularly how it relates to stalking and voyeurism) and on June 2, 2011 I taught a basic teen dating violence class.
- Began discussing the development of the human trafficking training now that the legislation has past.

Non-Domestic Violence Activities

Training:

- Taught Victim Assistance Academy April 6, 2011.

Coordination of other classes:

- VIN, Fingerprint, and Basic CSI classes
- June's Part-time Academy
- Ran Entrance Testing days

Review:

- Part-time officer paperwork
- FTO paperwork

Respectively Submitted,

Terrell J. Jones Anderson

Training and Curriculum Development Coordinator – Domestic Violence

VCJTC Domestic Violence Requirement Proposal

On September 20, 2011 the VCJTC Domestic Violence Sub-Committee met and the following proposal was made, seconded, and unanimously approved.

Beginning in 2012 all waiver officers, as part of their prescription, and persons going through the part-time officer process, to meet their phase 2 requirement, must complete the VCJTC curriculum approved basic domestic violence response class (currently known as the 2010 mandatory domestic violence training).

Domestic Violence Training Update

Title 20 VSA § 2365. Domestic violence training

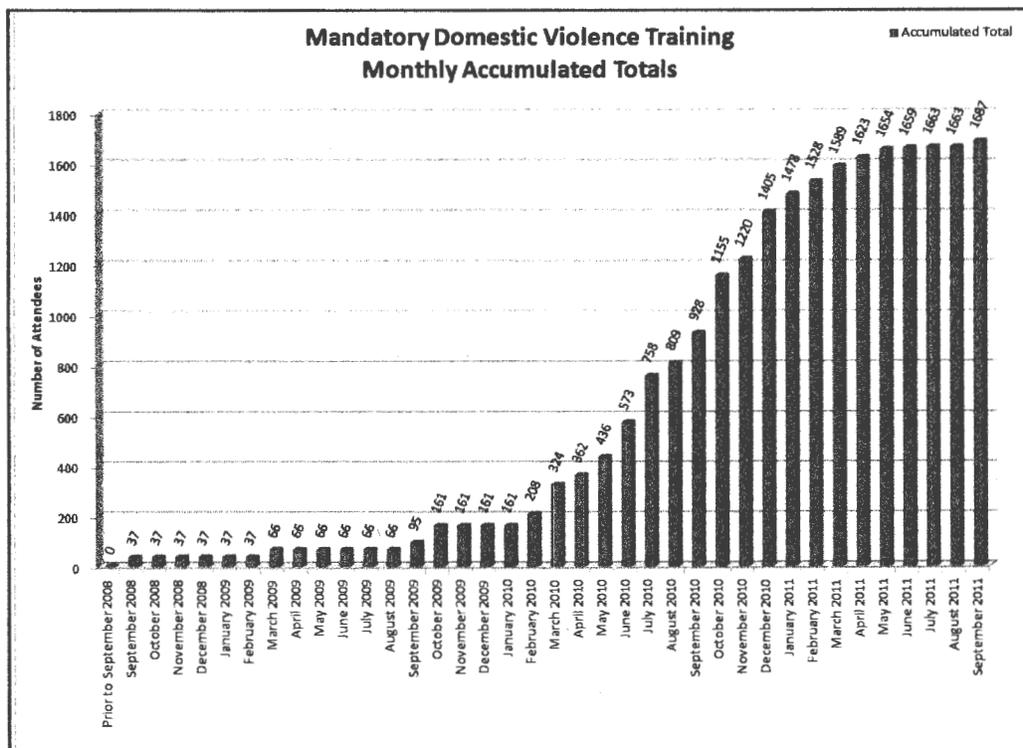
- (a) In order to remain certified, law enforcement officers shall receive by 2011 at least eight hours of domestic violence training in a program approved by the Vermont criminal justice training council and the Vermont network against domestic and sexual violence.
- (b) Law enforcement officers shall receive domestic violence retraining every two years in a program approved by the Vermont criminal justice training council.
- (c) The Vermont police academy shall employ a domestic violence trainer for the sole purpose of training Vermont law enforcement and related practitioners on issues related to domestic violence. Funding for this position shall be transferred by the center for crime victims services from the victims' compensation fund created by 13 V.S.A. § 5359.

(Added 2007, No. 174 (Adj. Sess.), § 15; amended 2009, No. 156 (Adj. Sess.), § E.220.1, eff. June 3, 2010.)

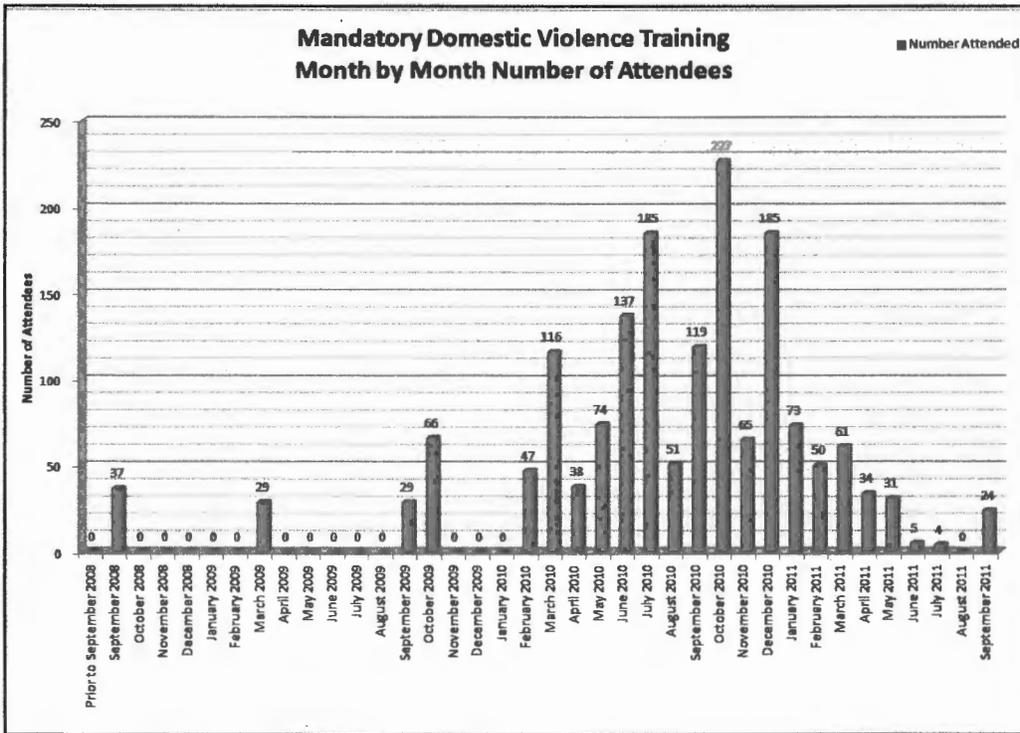
As of September 15, 2011, it is estimated that approximately 8.5% of officers still need the training. This is based on:

- 135 officers need the mandatory training
- 1543 PEOPLE have taken the mandatory training
 - 36 of those people who took the training are advocates
 - 64 of those people who took the training are no longer employed as police officers in the State of Vermont

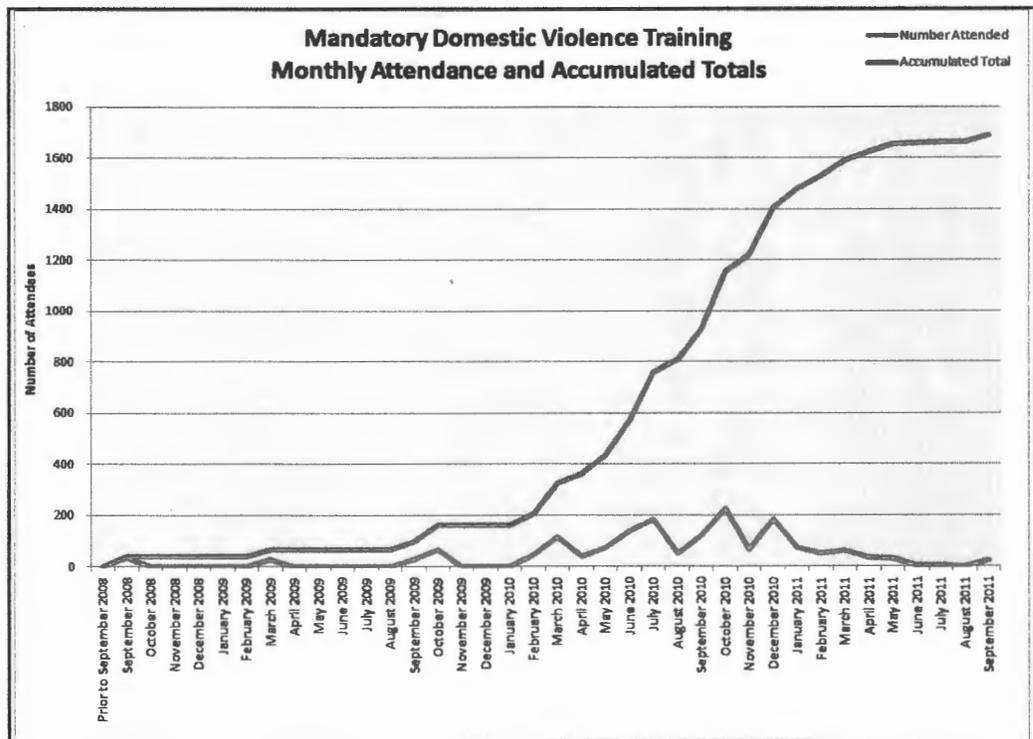
This brings the total number of officers in the State of Vermont somewhere between 1557 and 1578



Accumulated attendees of the training by month, September, 2008 thru September, 2011



Attendees of the training by month, September, 2008 thru September, 2011



Attendees of the training by month, compared to accumulated attendees by month September, 2008 thru September, 2011

This represents approximately 84 individual trainings accomplished by the pool of the 57 persons (police officers, victim advocates and other members of the criminal justice system) who attended the domestic violence train-the-trainer in January 2010.

National Part-time Officer Survey

Feb-Mar, 2007 – Surveys sent to all 50 states and the District of Columbia requesting information about part-time police officers. 42 states and the District of Columbia responded. (84% response rate)

8 States and the District of Columbia have **no part-time officers**. (8 out of 43... 19%).

11 states make **“no distinction” between full and part-time officers**. No distinction meaning that these states have entry standards and training requirements that are the same for all police officers regardless if they work full or part time. (11 out of 35... 31%)

Some states do not have part-time officers, but do have **“reserve officers”**. Although varies amongst these states... most states use reserve officers as persons that act in support of full-time officers and only perform duties in the supervision of a full-time officer. (17%)

17 states responded that they **have part-time officers** (17 out of 43... 40%)

Alabama, Arkansas, Florida, Georgia, Idaho, Illinois, Iowa, Maine, Minnesota, Missouri, New York, North Dakota, Ohio, South Carolina, Tennessee, Vermont and Wisconsin.

Of these 17 states: 29% (or 5) **limit the part-time officer’s authority or job function** in some way.

53% (or 9) **require the same training as for full-time officers**.

47% (or 8, including Vermont) have a **lesser training standard** for part-time officers than full-time officers.

Tennessee (80 hrs... work in support functions only), Maine (160 hrs) and Arkansas (Part-time 1 officers: same as full-time, Part-time 2 officers: 100 hrs.) require less than 168 hrs.

Vermont with 168 hrs

Idaho with 233 hours and Illinois with 400 hrs

Minnesota and North Dakota did not report for this survey hrs of training required.

Waiver Committee Meeting 17 Aug 2011

Prepared by: John Gonyea, Acting Assistant Director

Members Present: CPT Don Patch, Chief William Humphries, Sgt. George Scribner (proxy from LT Isabell), Sheriff Michael Chamberlain (proxy to CPT Patch) and AAD John Gonyea.

Members Absent: Chief James Krakowiecki, Chief Trevor Whipple

Observers/Presenters Present: Executive Director Gauthier, Emily Leinoff

Meeting called to order: 1015

ISSUE 1 – Briefing on existing waivers:

Gonyea updated the members on the status of existing waivers for Schaffer (Colchester PD); Carr (Orange County SD) and Stains (Vernon PD). Gonyea shared with the members the internal process via printed documents which included an overview of how the process works. Gonyea informed the members that Emily had constructed a shared excel sheet that was available to all staff on the company drive such that all requirements, special notations, amendments, completion dates, etc. are transparent. Gonyea further added that this process has immensely helped in ensuring that there is consistency and accountability in tracking these individual waivers while they are underway.

No further action required.

ISSUE 2 – Committee makeup:

CPT Patch asked if Chief Whipple was still a member as he has not seen him attend a meeting in approximately two years. After a brief discussion on expectation of all committee members being engaged Director Gauthier stated he would follow-up with Chief Whipple to see if he wished to participate or be replaced. Chief Humphries also asked if it was possible to add a representative from DMV. Chief Humphries indicated he had recently spoken with LT Arduca from DMV who had expressed an interest. Chief Humphries was asked to relay to LT Arduca that he should send a letter to Director Gauthier expressing his interest to join the committee if



he is interested in doing so.

No further action required.

ISSUE 3 – Strategic Plan discussion:

Gonyea asked the members if they had all seen the strategic plan the Council had created in May 2011. Gonyea shared with the members that there were several areas that he believed the Waiver Committee had influence in bringing this plan to fruition. Gonyea identified and spoke to those areas as follows:

- Recruiting
- Certification & Decertification
- Use of Technology
- Operations Manual for Agency Heads
- Education

Director Gauthier then spent several minutes reinforcing the comments Gonyea made as well as adding his own perspective on how the committee members and individual committees would be involved with assisting the staff to bring these tasks to successful completion. Director Gauthier also spoke to some of the new sub-committees that have been formed (i.e. technology, budget, etc.) Director Gauthier spent several minutes specifically discussing the new sub-committee on certification and decertification, its role, and the need to have CPT Patch participate periodically in those discussions as the representative from the Waiver Committee. Director Gauthier also clarified to the members the Council's perspective on waiver requests versus certification/decertification issues.

CPT Patch asked what the timeline was to implement these changes and also commented on how important they were to make happen, rather than simply talk about them.

No further action required.

ISSUE 4 – Waiver class discussion:

Gonyea described the existing "waiver class" format to the members. Gonyea explained that currently it consists of two days of criminal and motor vehicle law which culminates in the administering of the final exam for each block at the end of the second day for each class. Gonyea explained that there is great success with offering the program for waiver students – however he added that it is often difficult to justify hosting the program given the low number of potential students and the resultant impact on the agency for each instructor. To that end Gonyea asked the members if they thought that a) the program should be continued and b) should it be modified in any way. Chief Humphries asked if there was a reason the Academy couldn't offer the waiver class as a two week school to cover all primary topics for a waiver student. Chief Humphries alluded to the program he went through that was setup this way.

No further action required.

ISSUE 5 – Pending waivers:

Gonyea briefed the members that the Academy currently has two pending waiver requests from Hartford PD. Gonyea explained that the requests were received approximately 10 days prior to the meeting and added that the final information required to begin the process was received approximately four days prior to the meeting. Gonyea ended by informing the members these two waiver packets were not ready for discussion or action at this time, however it did warrant a separate discussion as outlined below in item six.

No further action required.

ISSUE 6 – Challenges with existing waiver process:

Gonyea asked the members to begin considering how the Academy/Committee could make the waiver process more: “accountable, efficient and user friendly”. Gonyea explained to the members that even if one makes the assumption that every agency submits a complete packet for review the process is inefficient and actually counter-productive to hiring processes. Gonyea explained that in the case of the two current Hartford waiver requests they were not received in time to be ready for the members to discuss. As a result this pushes any action on them off by at least three months. Assuming these applications are approved by the Council at that time, once the applicants complete all required components (even for a standard prescription) the entire process realistically takes approximately nine months to complete for an officer that is already certified in another state. Gonyea asked the members to consider this process and come to the next meeting prepared to discuss potential changes that would accomplish making the process more “accountable, efficient and user friendly”.

No further action required.

ISSUE 7 – Waiver request from Chief Hanley/Middlebury PD:

Chief Hanley requests a waiver to allow Neil Mogerly to work full-time on a part-time certification until the start of the 93rd Basic Class. Director Gauthier had previously granted an administrative waiver approving the request until the waiver committee met in Aug 2011. Mogerly has previously been granted a similar waiver while working for Vergennes PD. That waiver expired on June 30th, 2011. Gonyea explained to the members that the original waiver was granted after Mogerly had intended to attend the 91st Basic Class as a tuition student. Due to confusion with the agency he was working for on a part-time basis Mogerly ultimately missed the deadlines to attend the 91st Basic. CPT Patch asked Gonyea if it was his opinion that Mogerly deserved the extension and Gonyea responded based on what he knew he did not believe Mogerly was at fault for the circumstances he was currently in.

Humphries motioned to approve the extension of the six month rule to allow Mogerly to work full-time until the start of the 93rd Basic. Seconded by Scribner. No further discussion. Motion passed 4-0.

ISSUE 8 – Waiver request from Woodstock PD/new Chief Robbie Blish:

Philip Swanson of the Town of Woodstock requests a waiver to allow their new Chief, Robbie Blish to transfer his full-time Florida law enforcement certification to VT. The Council had previously denied a request to allow Blish to work as a full-time officer while his waiver was pending. Gonyea explained that Blish had originally been certified in VT as a member of the 53rd Basic class. After approximately six years of VT Law Enforcement Blish had transferred his certification to Florida where he has worked for the past approximately 16 years. Gonyea informed the members that Blish was currently enrolled in the waiver class underway.

Humphries motioned to approve the waiver for Blish as follows: standard prescription PLUS 2010 DV training, Mental Health training and DUI (which must at a minimum cover case law updates, new form and current DMT machine operation). Seconded by Scribner. No further discussion. Motion passed 4-0.

ISSUE 7 – Election of committee chair & vice-chair:

Gonyea asked if the committee had elected the Chair and Vice-Chair for 2011 at the start of the calendar year. The members indicated they had not formally discussed this. Humphries asked Patch if he was willing to stay on as committee chair and Patch responded in the affirmative.

Humphries motioned to keep CPT Patch as the Chair and Chief Krakowiecki as the Vice-Chair. Seconded by Scribner. No further discussion. Motion passed 4-0.

No further business.

Standard prescription: [i.e. Phase I Basic Training for Part-Time Officers Course, Criminal Law, Motor Vehicle Law, Juvenile Law Course, Domestic Violence Response Training Program, Basic Fingerprint Techniques Certification Course, VIN Verification Certification, DUI Enforcement Certification Course, and Doppler Radar Certification. The Criminal and Motor Vehicle Law Courses can either be taken in full or the final examinations can be challenged (documentation received at the Academy) before the Basic Class begins, and, if successfully passed, the course work would be waived] with the next Full-Time Basic Training Course for Police Professionals. The proposed deadline for completion of recommended prescription is by 12/31/11. (conclusion of the 92nd Basic Class)

Meeting adjourned: 1142

Respectfully Submitted,

John A. Gonyea
Acting Assistant Director

**VCJTC Quarterly Report
September, 2011**

Chris Burnett and Ken Hawkins are off and running in their roles as Training Coordinators dedicated to the Basic Class. We've been busy kicking off the 92nd Basic and getting them familiar with their in-service responsibilities as well.

The 92nd Basic Class started on August 8, 2011. Twenty-eight new recruits arrived on Day 1 and 3 ½ weeks in, we've had no losses.

Range construction is near completion, mainly just a few tables and cosmetic things to finish up, and is currently usable. This is a huge relief and has enabled Chris to get Firearms Instructor Update courses back on our schedule.

As I mentioned in my last report, I advocate for capping the full-time class between at 38 students in the future. I would like to hear the Council's opinion on this issue as a decision will be vital to our planning for the 93rd Basic. Agencies are required to reserve seats by December 20.

We co-sponsored a 'Money Laundering' course with the VT National Guard and the Northeast Counterdrug Training Center in August. We are also offering 'Cannabis Indoor Grow Operations' this month. As indoor grow operations have been in the news in Vermont lately, we are hoping for a good turnout.

The DEA sponsored "Hidden Assets in Vehicles" course from the 4:20 group was held in July and was very well received again this year. Thanks again to the Vermont State Police who provided funding to help support this program.

As we still have two vacancies in training, staff continue to be strapped for time. Interviews for the Homeland Security position will be held soon. The other vacancy is on hold until further notice. In-service course offerings continue to be offered both here and regionally but will not be back to normal levels until positions are filled and staff are subsequently trained.

Sincerely,

Cindy Taylor-Patch

Logo 1



Logo 2



Logo 3



Logo 4



Logo 5



<u>Subject</u>	<u>Location</u>	<u>Start</u>	<u>End</u>	<u>Duration</u>	<u>Students</u>	<u>Total</u>
Part-time basic	Classroom 1	Fri 4/1	Fri 4/1	1 day	10	10
ENTRANCE TESTING	Classroom 1 / Gym	Tue 4/5/2011 8:00 AM	Tue 4/5/2011 2:00 PM	6 hours	24	24
Firefighter I Overnights	Dorms	Fri 4/8/2011	Sat 4/9/2011	1 day	16	16
VSP TASER training	Gym	Mon 4/11/2011	Wed 4/13/2011	2 days	9	18
DUI	Classroom 1	Mon 4/11/2011	Sat 4/16/2011	5 days	19	95
VTRANS Meeting	Classroom 2	Mon 4/11/2011 1:30 PM	Mon 4/11/2011 4:30 PM	3 hours	8	8
DMV FA Instructor training	Indoor firing range	Wed 4/13/2011 9:00 AM	Wed 4/13/2011 12:30 PM	3.5 hours	4	4
HS Finance meeting	Council Meeting	Wed 4/13/2011 10:00 AM	Wed 4/13/2011 12:00 PM	2 hours	6	6
Visit by Turkish National Police	Academy	Thu 4/14/2011 1:00 PM	Thu 4/14/2011 4:30 PM	3.5 hours	2	2
VSP Testing	Gym	Sat 4/16/2011	Sun 4/17/2011	1 day	87	87
VREP Instructor - Demo Day	Driving Pad	Sun 4/17/2011 8:00 AM	Sun 4/17/2011 5:00 PM	9 hours	4	4
BGS Meeting	Classroom 1	Thu 4/21/2011 10:00 AM	Thu 4/21/2011 3:00 PM	5 hours	6	6
Motorcycle Class VREP 0800-1700 hrs	Classroom 2/Driving Pad	Sat 4/23/2011 7:00 AM	Sun 4/24/2011 6:00 PM	3 days	9	27
VYON meeting	Classroom 2	Mon 4/25/2011 9:00 AM	Mon 4/25/2011 12:00 PM	3 hours	5	5
Spillman Officer	Computer Lab	Tue 4/26/2011	Thu 4/28/2011	2 days	7	14
Senior Luncheon	Cafeteria	Thu 4/28/2011 1:00 PM	Thu 4/28/2011 4:00 PM	3 hours	56	56
VSP Auxiliary Training	Classroom 1	Fri 4/29/2011	Mon 5/2/2011	3 days	38	114
Annual Constable Association meeting	Classroom 1	Fri 4/29/2011	Sat 4/30/2011	1 day	33	33
K-9	WH	Fri 4/1/11	Sat 4/30/11	30 days	31	31
Domestic Violence (Mandatory 2010)	Classroom 1	Mon 5/2/2011	Tue 5/3/2011	1 day	15	15
Forensic Interview & the Confession	Classroom 1	Tue 5/3/2011	Fri 5/6/2011	3 days	10	10
ENTRANCE TESTING	Classroom 1 / Gym	Tue 5/3/2011 8:00 AM	Tue 5/3/2011 2:00 PM	6 hours	38	38
Ropes Course	ROPES course	Fri 5/6/2011	Sat 5/7/2011	1 day	8	8
Pittsford Rec Teen Dance (Gymnasium)	Gym	Fri 5/6/2011 7:00 PM	Fri 5/6/2011 10:00 PM	3 hours	108	108
Basic CSI	Classroom 1	Mon 5/9/2011	Tue 5/10/2011	1 day	13	13

Advanced Roadside Impaired Driving Enforcement	Classroom 1	Tue 5/10/2011	Thu 5/12/2011	2 days	20	40
BGS Meeting	Classroom 2	Wed 5/11/2011 10:00 AM	Wed 5/11/2011 11:00 AM	1 hour	8	8
Rutland Area LE Meeting	Classroom 2	Thur 5/12/11	Thur 5/12/11	2 hours	12	12
Motorcycle Class VREP 0800-1700 hrs	Classroom 2/Driving Pad	Mon 5/16/2011 7:00 AM	Wed 5/18/2011 12:30 PM	53.5 hours	12	36
Spillman Dispatch	Computer Lab	Tue 5/17/2011	Thu 5/19/2011	2 days	6	12
TAC Meeting	Council Room	Tue 5/17/2011 10:00 AM	Tue 5/17/2011 12:30 PM	2.5 hours	11	11
TC Assessment Center	Classroom 1	Wed 5/18/2011	Thu 5/19/2011	1 day	3	3
Senior Luncheon	Cafeteria	Thu 5/19/2011 1:00 PM	Thu 5/19/2011 4:00 PM	3 hours	42	42
Danby School	ROPES course	Wed 5/25/2011	Thu 5/26/2011	1 day	29	29
HS - FY 2009 Residual Applications and FY 2011 Grant Program	Council Room	Fri 5/27/2011 12:30 PM	Fri 5/27/2011 2:30 PM	2 hours	14	14
K-9	WH	Sun 5/1/11	Mon 5/31/11	31 days	88	88
Post-basic 1st Aid & CPR	Classroom 3	Mon 5/31/11	Tue 6/1/11	2 days	26	52
Waiver Committee Meeting	Council Room	Wed 6/1/2011 10:00 AM	Wed 6/1/2011 2:00 PM	4 hours	5	5
Fingerprinting post-basic	Classroom 3	Thu 6/2/2011	Fri 6/3/2011	1 day	30	30
VIN post-basic	Classroom 3	Thu 6/2/2011	Fri 6/3/2011	1 day	32	32
Fire Service Overnights	Dorms	Thu 6/2/2011	Sat 6/4/2011	2 days	8	16
Radar post-basic	Classroom 3	Fri 6/3/11	Fri 6/3/2011	1 day	35	35
VSFA Executive Board Meeting	Classroom 1	Sun 6/5/2011 10:00 AM	Sun 6/5/2011 3:00 PM	5 hours	25	25
K9 Urban Tracking School		Mon 6/6/2011	Sat 6/11/2011	5 days	2	10
DUI Enforcement	Classroom 1	Mon 6/6/2011	Sat 6/11/2011	5 days	34	170
Ropes Course	ROPES course	Tue 6/7/2011	Wed 6/8/2011	1 day	16	16
ENTRANCE TESTING	Classroom 1 / Gym	Tue 6/7/2011 8:00 AM	Tue 6/7/2011 2:00 PM	6 hours	23	23
PBT Calibration, Operation & Maintenance	Council Room	Wed 6/8/2011 9:30 AM	Wed 6/8/2011 11:30 AM	2 hours	3	3
Rutland Area LE Meeting	Classroom 2	Thur 6/9/11	Thur 6/9/11	2 hours	11	11
Homeland Security Meeting	Council Room	Fri 6/10/2011 12:30 PM	Fri 6/10/2011 3:00 PM	2.5 hours	6	6
Fire Service Overnights	Dorms	Sat 6/11/2011	Sun 6/12/2011	1 day	20	20

Part-time Basic Academy	Classroom 1 (tentative)	Mon 6/13/2011	Sat 6/18/2011	5 days	19	95
911 Call Taker Certification	Classroom 2	Mon 6/13/2011	Sat 6/18/2011	5 days	8	40
DMV Instructors Only	Indoor Range	Mon 6/13/2011	Tue 6/14/2011	1 day	6	6
Spillman Municipal post- basic	CL	Mon 6/13/11	Tue 6/14/11	2 days	8	16
Animal Cruelty post-basic	Classroom 3	Tue 6/14/11	Tue 6/14/11	4 hours	18	18
DMV Use of Force training	Gym / Scenario Building / Indoor Range	Tue 6/14/2011	Fri 6/17/2011	3 days	8	24
Critical Infrastructure Protection meeting	Council Room	Wed 6/15/2011 10:00 AM	Wed 6/15/2011 1:00 PM	3 hours	6	6
Spillman VSP post-basic	CL	Wed 6/15/11	Thu 6/16/2011	2 days	8	16
Laser post-basic	Classroom 3	Fri 6/17/11	Fri 6/17/11	1 day	27	27
Part-time Basic	Indoor Firing Range	Fri 6/17/2011	Sat 6/18/2011	1 day	19	95
VREP Motorcycle Instructor Course	Classroom 1/Driving Range	Sat 6/18/2011	Mon 6/27/2011	9 days	7	63
DOC CERT Basic	Scenario Building & GYM	Mon 6/20/2011	Sat 6/25/2011	5 days		61
Spillman Dispatch	Computer Lab	Tue 6/21/2011	Thu 6/23/2011	2 days	3	6
Ropes Course - Fay Honey Knopp School VAC	Ropes Course	Fri 6/24/2011	Sat 6/25/2011	1 day	10	10
American Legion Cadet Program	Classroom 3/Gym	Sun 6/26/2011	Sat 7/2/2011	6 days	20	100
VSP post basic NLUOF	Rutland Armory	Mon 6/27/2011	Tue 6/28/2011	1 day	8	8
Spillman Officer	Computer Lab	Tue 6/28/2011	Thu 6/30/2011	2 days	4	8
VSP post-basic MDC	Fire Academy	Tue 6/28/2011	Wed 6/29/2011	1 day	8	8
Council Meeting	Council Room	Tue 6/28/2011 10:00 AM	Tue 6/28/2011 2:00 PM	4 hours	5	5
VSP post-basic	Off site Williston	Wed 6/29/2011	Thu 6/30/2011	1 day	8	8
Senior Luncheon	Cafeteria	Thur 6/30/11	thur 6/30/11	3 hours	48	48
K-9	WH	Wed 6/1/11	thur 6/30/11	30 days	40	40