

**MINNESOTA BOARD OF PEACE OFFICERS
STANDARDS AND TRAINING**

**BOARD MEETING
Post Board Office
Electronic Meeting via Microsoft Teams
October 28, 2021**

Members Present

Kelly McCarthy, Chair
Jay DeCoux
Andrew Evans
Jennifer Foster
Tanya Gladney
Luke Hennen
Justin Page
Nigel Perrote
Sara Rice
Liz Richards
Shelly Schaefer
Pilar Stier
Rebecca Swanson
Justin Terrell
Troy Wolberson
Jim Yang
Jason Bennett

Staff Present

Rebecca Gaspard
Angie Rohow
Michael Monsrud
Andrew Burth
Shari Mitchell
Peggy Strand

Counsel Present

David Cullen, A.G. Office
Jamal Zayed

Others Present

Invitation to listen to the live meeting was listed on the website.

Michelle Gross

Call to Order: Chair McCarthy called the meeting to order on 10/28/2021 at 10:02am. Forum reached.

Forum: Chair McCarthy called on Michelle Gross who had asked to address the board. Ms.Gross asked the Board to consider reviewing and possibly strengthening the Pursuit Model Policy as there have been recent pursuits that resulted in tragedy.

Approval of the Agenda: Chair McCarthy looked for a motion to approve Item 3 the agenda. Dr. Gladney motioned to approve the agenda. Ms. Swanson seconded the approval.

- **MOTION:** The agenda was approved via role call with a unanimous vote.

Approval of the September 29, 2021 Board Meeting Minutes: Chair McCarthy looked for a motion to approve Item 4 the minutes. Superintendent Evans motioned to approve the minutes. Sergeant Hennen seconded motion.

- **MOTION:** Superintendent Evans motioned to approve the minutes, Sergeant Hennen seconded the motion. The motion passed unanimously.

Background on Rule Development: Ms. Gaspard discussed the process of getting to the draft, the committees involved, and the next steps in the rules process.

Revisors Draft 10-8-21 4641:

6700.0670 Background Investigations

- **MOTION:** Superintendent Evans made a motion regarding Subp. 1, item D to change the wording to “.....disclose any sustained conduct as a peace officer that may result in an impeachment disclosure or Brady-Giglio impairment”. Ms. Swanson seconded the motion. The motion passed unanimously.
- **MOTION:** Superintendent Evans made a motion to amend the wording of Subp.2.A(13(d) so that it reads “...the applicant has any potential impeachment disclosure or Brady-Giglio impairment”. Ms. Swanson seconded the motion which passed unanimously.
- **MOTION:** Motion made by Chair McCarthy to change the wording of Subp. 3.A to read “...the chief law enforcement officer must ensure that the Board is notified soon as possible but no later than 10 days.....”. The motion was seconded by Mr.Terrell and approved unanimously.
- **MOTION:** Dr. Gladney made motion to approve 6700.0670 with the changes made. Sheriff Hennen seconded and the motion passed unanimously.

6700.0675 Psychological Screening

Mr. Page indicated that the citation for the ADA was incomplete. Ms. Gaspard advised she would verify the citation with Revisor.

- **MOTION:** Mr. Terrell made a motion to accept the language in section 6700.0675, seconded by Officer Bennett. Unanimous vote approved this section.

6700.0700 Minimum Selection Requirements

- **MOTION:** Mr. Bennett made a motion to change the language in 6700.0700 Subpart 1, Item L to “... have trained or successfully completed a course in first aid and CPR or higher training”. Officer Yang seconded and the motion passed unanimously.
- **MOTION:** Mr. Page suggested amending 6700.0700 Subp. 1, Item J by adding the language “Nothing in this subsection would prevent an applicant from requesting a reasonable accommodation under the ADA or the Minnesota Human Rights act”. Motion made by Chair McCarthy to add this language. Mr. Page seconded the motion. The motion passed unanimously.
- **MOTION:** Motion made by Chair McCarthy to accept the language in 6700.0700 with the addition of the ADA language that is already approved and with the subtraction of item L regarding emergency medical responder, we will table that language. Everything else we are ok with. Ms. Swanson seconded the motion. The motion passed unanimously.

Variance Request – Christopher Gower: Chair McCarthy made a motion to approve Christopher Gower’s request for a discretionary variance of Minnesota Rule 6700.0700 F (3) because application of the rule would result in hardship or injustice to Mr. Gower; it would be consistent with public interest; and it would not negatively impact the legal or economic rights of others and ensures the protection of public health, safety and the environment. The variance is granted until Mr. Gower becomes licensed. The motion was seconded by Sergeant Stier and passed unanimously.

Adjournment at 1240.