



Minnesota Board of Peace Officer Standards and Training

Rules Committee Meeting Minutes

January 12, 2022

Due to the pandemic declared,

pursuant to MN Statutes Section 13D.021, the meeting was held online and livestreamed for the public.

Members Present

Justin Terrell, Pilar Stier, Luke Hennen, Kelly McCarthy, Tanya Gladney and Jason Bennett.

Staff Present

Rebecca Gaspard, Eric Misselt, Michael Meehan

1. Chair Terrell called the meeting to order at 9:05 am.
2. The agenda was approved by unanimous vote.
3. The minutes of December 22, 2021 were approved as amended.
4. 6700.0670 Background Investigations Prioritized draft V6
Credit checks: The committee discussed whether credit checks should be a required part of background checks. McCarthy motioned, and Hennen seconded that credit checks not be included as a minimum background requirement and that the rules be clarified to confirm that agencies could subject applicants to more stringent background investigations. The motion passed unanimously.
Exceptions to background investigations: McCarthy moved and Stier seconded that the language on line 3.12, Item B be adopted (allowing agencies to limit the background check to a criminal history and driving license check when hiring for a temporary or seasonal position and the applicant is currently employed by an agency as a peace officer). The motion passed unanimously.
5. 6700.0675 Psychological Screenings:
Retention of psychological screenings: McCarthy moved and Hennen seconded that the proposed language at line 5.3D be adopted.
Exceptions to requiring psychological screenings: The committee unanimously approved a motion to adopt the alternative language on not requiring a screening when hiring a currently licensed and employed officer, eliminating the proposed time period.
6. 6700.0700 Minimum Selection Standards:
McCarthy motioned and Terrell seconded that the proposed language on criminal sexual conduct and indecent exposure be adopted. The motion passed unanimously.

Gladney motioned and McCarthy seconded that the language regarding EMR requirements be adopted. The motion passed unanimously.
7. 6700.1500 Standards of Conduct:
Terrell motioned and McCarthy seconded that the language changes in Subp. 4, Item A be adopted. The motion passed unanimously.

Item D regarding extremist groups was tabled pending additional language to be reviewed at the next committee meeting.

Item E contained an additional requirement related to licensees reporting arrests, criminal charges, and violations of standards of conduct to the CLEO. Bennett suggested adding that this also be reported to the Board. There was discussion about the time frame, given that current rule (6700.1610) provides a 90 day time frame. Terrell motioned and McCarthy seconded that the requirement be amended to include reporting to the Board, and that the time frame be within 10 calendar days. The motion passed unanimously.

McCarthy motioned and Bennett seconded that current rule 6700. 1610 Subp. 3 be amended to require reporting within 10 calendar days. The motion passed unanimously.

Item H addresses use of force. Bennett motioned and McCarthy seconded that the language be amended to unreasonable or excessive use of force against a person or the illegal use of force. The motion passed unanimously.

Subp. 5 Incapacitation. Terrell motioned and Stier seconded to adopt the language as proposed. The motion passed unanimously.

8. Definition of Discriminatory Conduct. McCarthy motioned and Gladney seconded that the definition be amended to change "applicant" to "individual". The motion passed unanimously.
9. Model Policies. Terrell motioned and McCarthy seconded that Model Policies be included in the prioritized rules to be recommended at the next board meeting. The motion passed unanimously.

Chair Terrell adjourned the meeting at 11:58 a.m.