

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

**Rules Committee Meeting
POST Board Office
Electronic Meeting VIA Microsoft Teams
April 26, 2021**

Members Present

Kelly McCarthy
Pilar Stier
Jason Bennett
Tanya Gladney
Luke Hennen

Members Absent

Justin Terrell

Staff Present

Erik Misselt
Jeff Winger
Rebecca Gaspard
Abby Brown
Angie Rowow

Others Present

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

Call to Order: The second meeting of the Rules Committee was called to order at 1:00pm. Roll call was taken by Ms. Brown. As the Chair of the Committee was not present, Ms. McCarthy as the Full Board Chair ran the meeting.

Approval of the Agenda: Ms. McCarthy looked for a motion to approve the agenda.

- **MOTION:** Mr. Hennen moved to approve the agenda, the motion was seconded. The agenda was approved through a unanimous vote.

Approval of the Meeting Minutes: Ms. McCarthy looked for a motion to approve the September 11, 2020 minutes.

- **MOTION:** Mr. Bennett moved to approve the minutes, the motion was seconded. The minutes were approved through a unanimous vote.

Prohibition of Participation/Association with White Supremacy Groups:

Ms. Gaspard gave different options offered by the Attorney General's office. A rule would need to address the definition of organizations included in the rule. There was much discussion to determine the best course of action. This is the choice between narrowing the rule to focus on white supremacy groups versus broadening the rule to include all hate groups.

The belief is that leaving the decision up to the agencies would be the most appropriate, however the POST Board should have a rule in place in the instance that the agency doesn't censure that behavior. The discussion was tabled as the Chair of the Committee was not present. Ms. Gaspard will create a draft of the language that has come out of this discussion to review at the next meeting.

Discussion of the draft of AV6: The draft includes specifying definitions to relate to the full set of rules in Chapter 6700. There was some clarification to discuss the level of requirement for mandated policies. For each mandated policy, the agency must have a

policy in place that is at least as restrictive the mandated policy but can be more restrictive if the agency desires. In regards to the background investigation portion of rule, questions arose about testing that would be inclusive of cultural competency. Currently the psychologists do not have a good battery of tests that include cultural competency so the interview process is still weighed heavily on for that portion of the assessment.

Discussion ensued regarding the Minimum Selection Standards Subpart 1, Section E, Subsection 5 which discussed the use of marijuana. A motion was made by Ms. Stier to exclude marijuana from Subsection 5, the motion was seconded by Mr. Bennett. The motion was approved by a voice vote.

There was then discussion about Subpart 1, Section L. There was considerable discussion about whether or not to require law enforcement officers maintain their EMR training. The discussion was tabled, but will be discussed in a future meeting. After tabling this discussion, a committee member had to excuse himself, so there was no longer a quorum. The meeting was adjourned at 2:46 pm.

The foregoing minutes were approved by the Rules Committee for the Board of Peace Officer Standards and Training when it met on 4/26/2021.

Ms. Kelly McCarthy
Interim Chair

Erik Misselt
Executive Director