

MINNESOTA BOARD OF
PEACE OFFICER STANDARDS AND TRAINING

Ensuring Police Excellence and Improving Community Relations Advisory Council
POST Board Office
Electronic Meeting VIA Microsoft Teams
December 15, 2020

Members Present

Rep. Kaohly Her (Interim
Chair)
Biiftuu Ibrahim Adam
Dave Titus
Mike Tusken
Nick Muhammad
Sue Abderholden
Nikki Engel
Rep. Paul Novotny
Sen. Andrew Mathews
Cathy Spann
Tsua Xiong
Sean Deringer

Members Absent

Anne Haines Holy Eagle
Representative from MN
Council on Latino Affairs

Staff Present

Erik Misselt
Abby Brown
Angie Rohow

Others Present

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

Call to Order: Interim Chair Her called the meeting to order at 10:02 am.

Approval of the Agenda: The motion to approve the agenda as submitted was made by Councilmember Abderholden. The vote to approve the agenda was unanimous via a voice vote.

Approval of the November 17 2020 Meeting Minutes: The motion to approve the agenda as submitted was made by Councilmember Abderholden. The vote to approve the minutes was unanimous via a voice vote.

POST Statutes and Rules: Executive Director Misselt began the presentation with explaining Statute 626.84. He highlighted 626.8457 Professional Conduct of Peace Officers. The Director then discussed Statute 214.10 Subd. 10: Complaint, Investigation and Hearing. Director Misselt noted that currently POST Board does not have authority to administratively suspend a peace officer's license for 30 days based on conduct of the peace officer as is the case with other state boards.

Director Misselt explained that governing rules in Chapter 6700 have the weight of law, providing licensing boards with certain authorities. The Rules Advisory Committee, formed earlier in 2020, will be reviewing the entire chapter to overhaul these rules. Director Misselt noted that under 6700.1610: Reporting Obligations and Cooperation, the licensee is required to report actions that could be conduct violations.

Chair Her brought up the disconnect between policies versus practices within agencies across the state. Director Misselt explained to the council actions taken at the agency level versus the actions that can be taken by the POST Board level. Councilmember

Deringer also addressed the inconsistencies in policies and procedures based on the size of the agency.

Councilmember Abderholden noted a case in Northwestern Minnesota in which a complaint was made to the POST Board against an officer and it seemed to be dismissed without deliberation or follow-through. Director Misselt explained the POST Board only has jurisdiction over certain actions. If the complaint is out of the POST Board's jurisdiction, the Board refers the complaint to the agency for investigation.

Councilmember Spann requested data and statistics regarding the number of complaints and how often revocations are made by the POST Board. Director Misselt will create a summary to discuss at a future meeting.

Councilmember Muhammad would also like to address at a future meeting the appearance that the legislation, policies and procedures currently in place are reactionary in nature. In order to create systemic change, he believes that the strategies need to be proactive.

Chair Her recommended that all these issues be addressed deeper during future meetings.

Review draft of Values and Indicators of Success List: Due to time constraints, the consensus was to move this topic to the next meeting.

Executive Director Update: Director Misselt noted that an agreement for the complaint database should be in place by the end of 2020. A business analyst and project manager are in the process of being selected as well.

Meeting Schedule for January 2021: Director Misselt will create a Doodle poll to schedule monthly meetings going forward.

Round table discussion: The council members brought up no items.

A motion to adjourn the meeting as made by Councilmember Abderholden, no objections were made, the meeting adjourned at 11:02 am.

The Ensuring Police Excellence and Improving Community Relations Advisory Council approved the foregoing minutes when it met on March 1, 2021

Kaohly Her
Interim Council Chair

Erik Misselt
Executive Director