

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

**Ensuring Police Excellence and Improving Community Relations Advisory Council
Electronic Meeting VIA Microsoft Teams
February 19, 2021**

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
Erik Misselt
Representative from MN
Council on Latino Affairs

Staff Present

Bob Hawkins
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 1:05pm. Ms. Brown conducted roll call. Of note – Councilmember Abderholden missed roll call, however attended later in the meeting.

Approval of the Agenda: The motion to amend the agenda was made by Councilmember Muhammad. The vote to approve the amended agenda was unanimous via a voice vote. Amended agenda attached.

Review draft of Values and Indicators of Success List: Interim Chair Her reviewed the document and sought any amendment recommendations from any councilmembers. Councilmember Muhammad wanted to make sure action is being taken by the Council quickly in regards to upcoming real world events. This will be discussed later in the meeting.

Standards of Conduct Presentation: Ms. Rohow reviewed Statute 6700.1600, specifically that the MN POST Board only has authority to take action (prior to conviction) on licensees when Use of Deadly Force is used prior. Actions on any other violations of Statute 6700.1600 can only be taken if the actions result in criminal charges. The majority of the cases that are brought to the MN POST Board relate to section L, which include misdemeanor violations such as DWI, Violating an order of protection, sexual and domestic assault. If the licensee is convicted of a felony, this constitutes an automatic revocation taken by the Executive Director and does not need to be reviewed by the Complaint Investigative Committee. Ms. Rohow reviewed the process regarding how the POST Board processes complaints on officers and agencies.

Benchmark database updates: Ms. Rohow explained the database will go live July 1, 2021. The Chief Law Enforcement Officers will be required to submit the data on complaints of

Standards of Conduct against their agency and/or officers within their agency. Councilmember Engel sought to clarify whether the unions that represent officers had any over recourse over discipline exercised on the officer's license. It was confirmed that the unions that represent officers have no direct involvement with the discipline handed down from the MN POST Board, however can assist in finding legal representation for the officer involved. Councilmember Deringer reminded the council that due process should not be shortcut for officers simply due to their occupation, they should be afforded the same rights as any citizen in similar situations.

Discussion around Actionable items: Councilmember Muhammad made a motion to approve the letter and proposed "Rule Language for POST Board First Amendment Standard" document submitted to the council by the Council for Minnesotans of African Heritage. Discussion ensued as to whether all members of the council were prepared to vote on the document. Councilmember Muhammad withdrew his motion with the understanding that another council meeting could be scheduled quickly to address this proposal in further detail. Interim Chair Her will coordinate with POST Board staff to schedule another meeting date to discuss this topic.

Electing a Permanent Chair for the Council: Due to time constraints, this discussion will be placed on the agenda for the next regularly scheduled council meeting.

Discussion regarding Just Action Coalition proposal: Due to time constraints, this discussion will be placed on the agenda for the next regularly scheduled council meeting.

The council meeting adjourned at 2:30 pm.

The Ensuring Police Excellence and Improving Community Relations Advisory Council approved the foregoing minutes when it met on Wednesday March 3, 2021



Kaohly Her
Interim Council Chair



Erik Misselt
Executive Director