

**CRIMINAL JUSTICE SERVICES BOARD
COMMITTEE ON TRAINING**

**MINUTES
December 12, 2013**

A meeting of the Criminal Justice Services Board Committee on Training (COT) convened at 9:01 a.m. on Thursday, December 12, 2013, in House Room D of the General Assembly Building, in Richmond, Virginia.

Members Present:

Chief Richard Clark
Chief Jeffrey Brown
Mr. Ted Byrd
Mr. Charles Ciccotti
Mr. Michael Doucette
Mr. Edward Macon(*Proxy for the Honorable Karl R. Hade, Executive Secretary, Supreme Court of Virginia*)
Mr. Bobby Russell
Sheriff Charles Jett
Mr. Gilbert Smith
Chief James Williams

Members Not Present:

Mr. Peter Danles (*Proxy for Harold W. Clarke, Director, Department of Corrections*)
Captain Lemuel S. Terry(*Proxy for Colonel Steve Flaherty, Superintendent, Virginia State Police*)

DCJS Staff Present:

Sam Hoffman
Cindy Campbell
Sharon Gray
Kenny Adcock

Others Present:

Donna Bollander, *Richmond Police Academy*

Jon Cliborne, *Crater Criminal Justice Training Academy*

Call To Order:

Chief Clark called the meeting to order. The roll was called with ten (8) members present, which indicated a quorum.

Chief Clark noted that the minutes of the last meeting had been e-mailed to the members and asked if there were any other questions or comments regarding the minutes. Mr. Ciccotti made a motion to approve the minutes, Chief Brown seconded, and the minutes were approved unanimously.

Old Business:

There was no old business.

New Business:

Suggestions for New Members of the Jail/Court Security/Civil Process Curriculum Review Committee

Some of the terms of the members of the curriculum review committee have expired. Sam Hoffman, Manager, Standards, Policy and Homeland Security is with us to present the nominations for those vacancies.

Mr. Hoffman: Thank you, Mr. Chairman. As you indicated the terms of two members of Jail/Court Security/Civil Process Curriculum Review Committee have expired and we are recommending to you two persons to replace them; Captain Tracy Purches from the Henrico County Sheriff's Office and the Lieutenant Kirk Shaffer from the Hanover County Sheriff's Office.

Chief Clark called for a motion to accept the recommendations presented by Mr. Hoffman. Motion to approve made by Mr. Byrd, second by Sheriff Jett. Motion passed unanimously.

Periodic Review of Regulations Relating to School Security Officers

A periodic review of this regulation was conducted by the Department, and a public comment period ended on Town Hall September 11, 2012. Shellie MacKenzie, from the Public Safety

Training Section will provide us with suggested revisions to this regulation.

Ms. MacKenzie: Standing in for Donna Michaelis, I work in the Public Safety Training area in the Law Enforcement Division. We propose a change to the first line under b. to remove the 32 hour requirement and leave it blank so that DCJS and localities can determine the number of hours that the training will consist of.

Sheriff Jett: Is there a suggested amount of hours? Obviously the 32 hours this was the requisite so are you suggesting the localities' can reduce this?

Ms. MacKenzie: Yes, sir. There is a list of training elements that they are required to meet. What we found when we conducted the review is that they can do that training in a shorter amount of time and that would leave time to go over local policies and additional elements.

Sheriff Jett: Is there a minimum that staff feels is a minimum to meet these requisites?

Ms. MacKenzie: What we're finding for the past few years in conducting the School Resource Officer and School Security Officer training is that 3 ½ days is more than enough time to cover the required elements and to bring in additional elements such as youth culture, child abuse and other elements very effectively. That includes the amount of time for the required testing. We're finding that school divisions are actually doing 5 days worth of training. They will also still have to have their curriculum approved through us.

Mr. Macon: Is there any minimum that you would feel comfortable recommending? It makes sense that the Board doesn't specify the program has to be 32 hours but is there a minimum to cover the topics listed.

Ms. MacKenzie: If we were to have a minimum, it would be 28 hours, but again, that is for a curriculum that is inclusive of these topics.

Mr. Macon: Can you envision anyone covering these topics in less than 28 hours?

Ms. MacKenzie: Jessica Smith is here, she works more closely with those school divisions who host the training so I am going to call upon her to see if that would be an issue.

Ms. Smith: Good Morning. We created the curriculum for School Security Officers and they are required to use our curriculum when they hold their trainings. They are also required to get that training approved through us. The curriculum specifies the amount of time they're to spend on each element. Most of them are adding in other topics such as gangs, drugs, etc. to fill in the remainder of the time as they're covering the required elements a day and a half. I would also add that the only instructors allowed to teach are certified instructors through us.

Mr. Russell: Mr. Chairman, I would suggest that if there are some concerns that DCJS could set up an internal policy associated with the minimum number of hours instead of addressing it in the regulation.

Sheriff Jett: Just a response to Mr. Russell's statement, I'm comfortable after hearing that there will be DCJS oversight and that they are familiar with what they are looking at. I would be satisfied.

Chief Brown: Question about the qualification of the instructors. Who are the instructors?

Ms. MacKenzie: Because of the number of some of the amount of SSO's in the localities, they find it more valuable to hold their own trainings. I will allow Jessica to speak to the specifics of the instructors.

Ms. Smith: Usually, they're Directors of Security. The requirement is that you have to have been certified as a School Security Officer for a certain amount of time, or are a former law enforcement officer. There are waivers to those qualifications, but most instructors are directors or assistant directors for the school district.

Chief Clark: They're not required to be certified General Instructors?

Ms. Smith: No, that's a separate qualification.

Chief Clark called for a motion to accept the recommendations presented. Motion to approve made by Sheriff Jett, second by Mr. Russell. Motion passed unanimously.

Public Comment

Chairman Clark asked if there was anyone in the audience that would like to address the COT concerning matters within their purview.

Hearing none, he moved to the next item on the agenda.

Introduction of New Members

Chief Clark asked the new members of the Board to stand and introduce themselves:

Jim Williams, Police Chief in the City of Staunton
Mike Doucette, Commonwealth's Attorney for the City of Lynchburg
Gilbert Smith, Charles City County Board of Supervisors

Chief Clark: Thank you, and welcome.

Next Meeting


Chief Clark advised that the next meeting of the Committee on Training will be held on a date to be determined.

Adjournment

A motion made by Mr. Ciccotti to adjourn the meeting. It was seconded by Mr. Russell and was

carried unanimously. The meeting was adjourned at 9:13 a.m.

Respectfully submitted,


Stephanie L. Morton
Recording Secretary

Approved:

The Honorable Richard Clark
Chair

Date

Attachment(s)



COMMONWEALTH of VIRGINIA

Department of Criminal Justice Services

Garth L. Wheeler
Director

1100 Bank Street
Richmond, Virginia 23219
(804) 786-4000
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Criminal Justice Services Board

December 12, 2013

Members Present

Mr. Peter Baruch
Chief Jeffrey Brown
Mr. Ted Byrd
Mr. Charles Ciccotti
Chief Rick Clark
Judge Sarah Deneke
The Hon. Michael Doucette
Colonel W. Steve Flaherty
Hon. Thomas Garrett, Jr.
Mr. Mark Gooch
Sheriff Charles Jett, Chairman
Mr. Dick Jorhis for
Mr. Alan Katz
Mr. Edward M. Macon
Judge Mary Malveaux
Senator Henry L. Marsh, III
Ms. Catherine Mullins for
Mr. David Johnson
Mr. Bobby Russell
Ms. Cookie Scott
Ms. Debbie Smith
Mr. Gilbert Smith
Mr. Minor Stone for
Mr. William Muse
Pastor Aaron Wheeler
Chief James Williams
Lt. Scott Williams

Members Absent

Sgt. Carol Adams
Delegate Jackson Miller
Sheriff Dennis Proffitt
Delegate Beverly Sherwood

DCJS Staff Present

Kenny Adcock
Shelia Anderson
Sharen Anderson
Rick Arrington
Kassandra Edwards Bullock
Cindy Campbell
Tommy Clarke
John Colligan
Bruce Cruser
Barbara Drudge
Kevin Franklin
Sharon Gray
Julia Fuller-Wilson
Teresa Gooch
Dennis Harrell
Sam Hoffman
Laureen Hyman
Tracey Jenkins
Kathi Lee
Laurel Marks
Joe Marshall

Lisa McGee
Drew Molloy
Neadie Moore
Stephanie Morton
Reeva Tilley
Kristina Vadas
Janice Waddy
Hana Yun

Others Present

Barry Bland, Hanover Sheriff's Office
John Coover, Henrico County PD
Bill Curtis
Tim Curtis
Ricky Dandridge, Hanover Sheriff's Office
B.C. Dietrich, Virginia Beach PD
John Jones, Virginia Sheriff's Office
James St. John, GSE
Dan Schmitt, PSSAB/RMC Events
Kim Vann, Henrico County PD

I. Call to Order

Chairman Charles Jett called the meeting to order at 11:00 a.m., welcomed everyone to the meeting and thanked them for their commitment to the Criminal Justice Services Board (CJSB).

Chairman Jett reminded guests to please sign the attendance sheet for the purpose of the minutes and asked the Board members to state their name when making a motion or seconding, to speak clearly for the purpose of the minutes and to check that their microphone was turned on at their seating area. He further reminded staff/persons speaking from the floor to step up to the podium and speak into the microphone for the purpose of the minutes.

Chairman Jett recognized the new members of the Board:

- **Mr. Peter Baruch** - Attorney at Parcell and Webb – succeeding Mr. Matt Geary
- **Mr. Michael Doucette** - Commonwealth Attorney for the City of Lynchburg and Immediate Past President of the Virginia Association of Commonwealth's Attorneys – succeeding Mr. Bob Bushnell
- **The Honorable Mary Bennett Malveaux** - Judge for Henrico County General District Court – succeeding Judge Jenkins
- **Mr. Gilbert Smith** - Charles City, Vice Chairman of the Charles City County Board of Supervisors – succeeding Mr. Sherman Vaughn
- **Chief James Williams** - Chief of Police for the City of Staunton – succeeding Mr. David Rohrer
- **Lt. Scott Sheild Williams** - City of Newport News Police Department – succeeding Sergeant Chip Condon

Chairman Jett then asked Ms. Lauren Hyman to take the roll call. Ms. Hyman stated that there was a quorum with 22 members present.

II. **Approval of Minutes from Last Meeting**

Chairman Jett then called for a motion to approve the minutes of the September 12, 2013, meeting. Chief Rick Clark made the motion, and Pastor Wheeler seconded the motion. Chairman Jett stated that it had been motioned and seconded that the Board approve the minutes of the September 12, 2013, meeting with no corrections, additions, or deletions.

III. **Director's Report**

Director Garth Wheeler gave the Director's report to the Board. Director Wheeler noted that there is a new Secretary of Public Safety. Bryan Rhode, who had been serving as Deputy Secretary, became the Secretary on November 1. His predecessor, Marla Graff Decker, resigned when she was appointed as Judge to the Court of Appeals. As a result of this change, Chief Deputy Director Drew Molloy is now putting in two days per week in the Secretary's office as a Special Assistant to Secretary Rhode.

Virginia and other states are becoming parties to large settlements with pharmaceutical companies, banks and other entities that have been accused of violating law or regulations. Often these cases have involved the federal government as well, and the terms of the settlements involve the companies paying large fines which then get distributed to the states participating in the cases. Virginia has been a party to some of these cases by virtue of the work of the AG's office. With the proceeds from these settlements, the AG's office has solicited grant proposals and awarded funding in a number of areas that have directly benefitted DCJS and our constituents. Among them are: training recommended by the Governor's School and Campus Safety Task Force, Crisis Intervention Team (CIT) "train the trainer" training, replacement of our training records management system and gang reduction programming and training.

DCJS recently issued a Request for Proposals for the development of a new information management system for our private security regulatory unit. The deadline for submission of proposals has passed and DCJS received two responses. The next step will be to review the proposals. It is hoped that a contract will be awarded in the next few months.

DCJS is also working on replacing T-Rex, our law enforcement training records management system, thanks to the funding we've received from the Attorney General's office. It is long overdue and concerns many Board members, not to mention law enforcement and criminal justice agencies statewide.

The General Assembly will convene for its 2014 Session on January 8, 2014. This session will be a long one - 60 days. The new budget will be enacted during this session for the biennium beginning July 1, 2014. As well, a new administration will be beginning its term. The period for pre-filing bills began about a month ago and some bills have already been identified as bills that DCJS will need to pay close attention to as the session gets under way.

Dennis Harrell, Information Technology Manager, gave a brief overview of the IT projects previously mentioned in the Director's notes.

IV. Committee Reports

Advisory Committee on Juvenile Justice

Tracey Jenkins reported from the Advisory Committee on Juvenile Justice (ACJJ) which met on December 4, 2013.

The ACJJ is recommending awarding unexpended and reverted JABG and Title II funds from federal fiscal year 2010 to DCJS for regional trauma trainings, an evaluation of youth dually involved in the child welfare and juvenile justice systems, and a second round assessment of disproportionate minority youth contact. The purposes are within the spending priority areas identified by the Advisory Committee. These funds expire in the next year and may not be extended. The amounts recommended to be awarded are based on current available balances and include \$102,831 from JABG, and \$30,762 from Title II.

Recommendation: The ACJJ Grant Review Subcommittee recommends that the Criminal Justice Services Board approve the following continuation grants:

- \$84,375 in federal Byrne Justice Assistance Grant funds; and
- \$111,035 in federal Title II Formula Grant funds;

Chief Clark made the motion to approve the recommendations of the ACJJ, Ms. Cookie Scott seconded the motion. **Recusals:** Mr. Gooch for DJJ.

Committee on Training

Chief Clark reported from the Committee on Training which met on December 12, 2013. The committee made two appointments to the curriculum review committee based on staff recommendations and adopted suggested changes to school security officer training mandates.

Law Enforcement Subcommittee

The subcommittee met on December 12, 2013, to examine the re-certification applications of the County of Henrico, County of Hanover and the City of Virginia Beach for Re-certification

as a Crime Prevention Community. Review of the applications revealed that all have continued to maintain the elements necessary for re-certification.

The County of Henrico has moved toward the Intelligence Led Policing model and has embraced a variety of technology tools and information available to target crime and crime prevention. Before other localities began focusing on schools, Henrico County had developed a site-specific School Safety and Security Audit Protocol, reflecting safety standards and best practices. Chief Middleton also participated in the Governor's School Violence Task Force and Co-chaired a school design safety committee which developed and proved recommendations for future school design to the Governor's Task Force.

Hanover County has revealed that senior citizens and youth are their most vulnerable demographics and as such are the focus of many of their efforts. Although Hanover is community interaction focused, they also recognize the value of technology. Their Intelligence unit has developed a unique analysis process that uses high-density, traditional and non-traditional data, such as terrain models, to produce predictive policing. This process was so unique that it was published by the IACP.

The City of Virginia Beach continues to remain one of the safest cities of its size in the United States from 2010-2013. Virginia Beach achieved their notable accomplishments through analysis driven targeted policing, community partnerships, and proactive education. COMPSTAT (computer statistics) played a major role in identifying trending crimes and patterns which special teams and patrols shared with citizens. Currently there are a total of ten sworn police officers dedicated to crime analysis who sift through volumes of data to identify trends, patterns and predict crime to be addressed proactively.

Chief Clark made the motion that the Counties of Hanover and Henrico and the City of Virginia Beach be re-certified as Certified Crime Prevention Communities. The motion was seconded by Lt. Scott Williams.

Ms. Vann and Captain Coover spoke regarding Henrico County's re-certification. As well, Captain Ricky Danage and Deputy Barry Blant of the Hanover Sheriff's Office also spoke (on behalf of Colonel Hines) and noted that they are proud to be a part of the CCPC program.

Nominations and Appointments Subcommittee

Mr. Ciccotti reported from the Nominations and Appointments Subcommittee of the CJSB. Effective January 16, 2014, the Special Conservators of the Peace (SCOP) seat on the PSSAB will be vacant due to Thomas Turner retiring after serving since 2006. DCJS posted a board vacancy announcement and notice to the SCOP industry. As a result, three applications were received for this position. A brief bio for each of these applicants is included in your packets. The subcommittee reviewed all three and made the recommendation that Mr. Frederick Pleasants fill this vacancy as SCOP representative.

Mr. Ciccotti made the motion to approve the recommendations from the Nominations and Appointments subcommittee to fill the vacancy with Frederick Pleasants, with his term to begin January 16, 2014, and expire June 30, 2015. Chief Brown seconded the motion.

Private Security Services Advisory Board (PSSAB) Subcommittee

Mr. Ciccotti reported from the PSSAB Subcommittee which was held on December 3, 2013. In the absence of the Chair, Mr. Frank Phillips, the meeting was held by the Vice-Chair, Mr. Daniel Schmidtt. A large portion of the meeting was dominated by two issues: a draft legislation proposal for Special Conservators of the Peace (SCOP's), and a change in

registration card for registrants. The PSSAB is going to make recommendations to the CJSB in writing. A vote was taken and passed by the PSSAB that all of the PSSAB meetings, except the crime clinic, will be held in Richmond. The next meeting will be March 11, 2014, at a location to be determined. Thomas Turner also received special recognition from the Board for his service as SCOP representative and for his tenure on the board.

Victim/Witness Grant Review Subcommittee

Ms. Smith reported from the Victim/Witness Grant Review Subcommittee which was held on December 4, 2013, to review the CY2014 Sexual Assault Services Program (SASP) Grants; CY2014 and CY2015 Violence Against Women Act (VSTOP) Program Grants, and; FY2014 New Victim/Witness Program Grants. Present at the subcommittee were Ms. Adams, Mr. Muse, Mr. Doucette, Pastor Wheeler and Ms. Smith.

Below are the subcommittee's recommendations related to each program area:

CY2014 Sexual Assault Services Program (SASP) Grants:

- The Sexual Assault Services Program (SASP) was created by the federal Violence Against Women Act. SASP is designed to **supplement** other funding sources directed at serving sexual assault victims. To accomplish this, and to meet Violence Against Women Act requirements, DCJS has traditionally made modest formula awards to eligible non-profit Sexual Assault Crisis Centers statewide, submitting applications and demonstrating adequate performance.

Ms. Smith made the motion to approve the awards recommended by the subcommittee for a total of \$273,964 to 30 applicants as detailed in the Board's materials. The motion was seconded by Pastor Wheeler. **Recusals:** *Mr. Doucette for the Commonwealth Attorneys Services Council grant, and the Commonwealth Attorney's of Lynchburg grant as well as the YWCA of Central Virginia grant, Judge Deneke for the Supreme Court of Virginia grant, Ed Macon for the Supreme Court of Virginia grant.*

FY2014 Violence Against Women Act grants (VSTOP) Grants:

- The V-STOP program promotes a coordinated, multidisciplinary approach to improving the criminal justice system's response to violent crimes against women and encourages the development and strengthening of effective law enforcement and prosecution strategies to address violent crimes against women and the development and strengthening of victim services in cases involving violent crimes against women.
- 88 applications were received and all applications were recommended for continuation funding. However, due to an oversight, two in-house grants were not included in the initial review by the sub-committee, which increases the recommended amount to be awarded.
- DCJS staff recommended awarding \$2,791,438 in CY2014 and \$2,791,438 in CY2015 to support the V-STOP continuation applicant programs, and the Subcommittee concurred with those recommendations. V-STOP awards are made on a two-year cycle beginning with January 1, 2014, and ending December 31, 2015.

Ms. Smith made the motion to accept the recommendations of the subcommittee regarding the V-STOP grants and approve an award totaling \$2,791,438 for 2014 and \$2,791,438 for 2015 to support these initiatives. The motion was seconded by Ms. Scott.

FY2014 Victim/Witness New Program Grants:

- Victim/Witness Programs are supported by the "Virginia Victim/Witness Fund", the Federal Victims of Crime Act (VOCA) funds, and State General Funds.
- Victim/Witness Programs statewide are designed to meet the needs of crime victims, address the statutory requirements of the Victims' Bill of Rights, and meet DCJS grant requirements.
- This Board has already approved continuation funding for 108 grantees for ***the two year period July 1, 2012 through June 30, 2014.***
- In an effort to address the unmet needs of localities; DCJS recommends funding for two new programs for the remainder of the FY2014.

Ms. Smith made the motion that the Board approve the subcommittee recommended award of a total of \$37,500 for the remainder of FY2014 (January 1 through June 30, 2014) to support two new Victim/Witness Programs. The motion was seconded by Mr. Gilbert Smith.

V. 6VAC20-150 Proposed Changes to the Rules Relating to the Forfeited Drug Asset Sharing Program

Ms. Lisa McGee spoke about the changes being proposed to the Rules Relating to the Forfeited Drug Asset Sharing Program. These amendments are a result of the Governor's Regulatory Reform Initiative in which all regulatory agencies were tasked with conducting a comprehensive review of our current regulations. During this review, it was determined that minor amendments are needed to ensure the asset seizure recording requirements are consistent with current statutes and agency procedures. DCJS does not anticipate the proposed amendment will cause any controversy or adverse affects on the agencies participating in the program. Due to the minimal changes, DCJS would like to proceed with the promulgation of the amendment in accordance with the Administrative Process Act and the Governor's Executive Order by using a fast track administrative process.

Ms. McGee then discussed the proposed changes identified in the handout and noted that the approval of the CJSB on this item will open these regulations up to a 30 day public comment, once that period is over, the revised regulations will go into effect 15 days later.

Chief Clark made the motion to accept these changes as recommended. Mr Ciccotti seconded the motion.

VI. 6VAC20-120 Proposed Changes to Regulations Relating to Criminal History Record Information Use and Security.

Ms. Stephanie Morton of DCJS spoke about the review of these regulations. DCJS met with Virginia State Police representatives and requested assistance in reviewing and revising these regulations. The suggested revisions address several inconsistencies with current practices as they relate to criminal history record information use and security. Since these regulations have not been reviewed since 1997, there were several areas that contradicted Virginia Code and VCN mandates. A notice of periodic review was posted on Town Hall for public comment between September 10-October 1, 2012. One comment was received and the suggestion was included in the revisions. DCJS is requesting approval from the CJSB to make these changes.

Mr. Ed Macon spoke regarding these regulations and made the following suggestions:

- On line 579, where it refers to the statewide circuit court case imaging system, strike the word "statewide" as there isn't a statewide system.
- On line 582 – strike "respective statewide".

Colonel Flaherty made the motion to move forward with these regulations with Mr. Macon's suggestions. Mr. Gilbert Smith seconded with Mr. Macon's two technical suggestions included.

VII. Report of Officer Decertification

On October 3, 2013, DCJS received notice from Chief of Police, Edwin C. Roessler, Jr., of Fairfax County, requesting the decertification of former officer Carl Joseph Biggs due to him being found guilty of filing a false police report and hit and run. A registered letter per *Code* was sent to Mr. Biggs advising him of the request for his decertification and the steps for an appeal that must be acted on within 30 days of receipt of this notification or he will be automatically decertified as a law enforcement officer in the Commonwealth. DCJS received the return notice on October 18, 2013, that Mr. Biggs was in receipt of the letter, and on November 19, 2013, after no appeal, he was decertified as a law enforcement officer. All required entries were completed within TRex and the National Decertification Index.

VIII. Special Conservators of the Peace (SCOP) Legislation

Tracey Jenkins of DCJS spoke regarding this legislation. It was noted that there are four bills DCJS expects to be introduced this year on behalf of DCJS initiatives. Three are clean up bills to amend the *Code* (including specifying DCJS as a criminal justice agency 9.1-101). The 2nd clean up bill will change the name of the Virginia Center for School Safety to the Virginia Center for School and Campus Safety (this is a recommendation of the School and Campus Safety Task Force). The third bill repeals 15.2-137 and related sections relating to Special Police. The terminology in the *Code* is very old and outdated regarding Special Police. In 2004 the ability to appoint special police was taken away but the *Code* sections remained because people appointed that year could serve up to four years, which makes now the time to clean up this language.

The fourth bill is more complicated and addresses some of the issues involved with the appointment and utilization of Special Conservators of the Peace (SCOP's). Earlier this year, Director Garth Wheeler convened a work group which spent many hours talking about and looking at the *Code* and issues regarding SCOP's and the operation of SCOP services in Virginia. The legislative proposal for this upcoming session addresses some of the issues, but not all. The issues being addressed relate to protection of the public. There are four key areas: ***training, registration, court ordered appointment information and the use of language and symbols*** which may convey an inappropriate presentation to the public.

Under the area of ***training***, the *Code* approves a maximum number of hours that SCOP's should be trained, which is out of line for what we now have for law enforcement and security officers. It is currently 24 hours for unarmed SCOP's and 40 hours for armed SCOP's. The bill will remove the maximum hours of training and will put training standards in the hands of the CJSB as is in place with other standards. It will set up levels of training similar to what was previously done for auxiliary police officers. There will be a year for currently practicing SCOP's to come into compliance with these new standards.

Under ***registration***, when the SCOP's were originally developed, a registration process was never accurately put into place. As such, it is not possible to know how many SCOP's are

operating in Virginia. The bill will remove the exemption that has created the question on how many there are in Virginia. Beginning July 1, all SCOP's will register with DCJS. For those newly appointed, it may take up to four years before this information regarding SCOP numbers will be accurate.

This bill will also add language regarding history barriers to obtain an SCOP appointment including those decertified as law enforcement officers and those required to be listed on the sex offender registry. The bill will clarify language and add additional language, so that DCJS is notified if the courts have removed an SCOP by using the registration system.

Court ordered appointment information will need to be provided to make the court orders more consistent with a uniform application for SCOP's where specific jurisdictions that SCOP's are operating in will be specified. SCOP's granted law enforcement officer standing by the court must mean that they go through the same training that the typical law enforcement officer has to take.

The last piece of this legislation is the **use of language and symbols** which can convey an inappropriate presentation to the public. SCOP's are allowed to use the words police and the image of the state seal, which makes it appear to the average citizen that they are state police and are acting in the same capacity. The proposed legislation is requesting that these symbols are no longer allowed to be used on badges, vehicles or other former identification pieces. Some changes will need to be made with the approval of this legislation, so there is a delayed implementation of October 1st for that aspect of it.

Sheriff Jett commended Director Wheeler for the work of the SCOP Task Force, and recognized that a lot of good work came from that task force and the time of those who served on the task force was appreciated.

Sheriff Jett then asked if anyone in the audience wanted to speak regarding this legislation.

Mr. St. John, a Private Security Services Registrant, and SCOP with Golden Seal Enterprises, spoke briefly. He also identified himself as an author of the only book on Special Conservators of the Peace. Mr. St. John doesn't want any action to be made on this legislation. He stated that the Criminal Justice Services Board (CJSB) is mandated by law to seek the advice of the Private Security Services Advisory Board (PSSAB), on issues that affect the private security industry. Legislation can be requested of the Governor, but Mr. St. John expressed his belief that if the CJSB was asked to endorse legislation, then the CJSB, would have to ask the PSSAB for their recommendation. Mr. St. John disagrees with the characterization of DCJS about what happened with the task force. There is *not* agreement from the industry on all issues that DCJS is proposing. One of these issues in particular was the use of the state seal and the word police on badges or other insignia. The citizenry has no way to know if an SCOP has police powers granted to them by the sovereign, when you take away the word police, they appear to be an armed security guard. Mr. St. John urged DCJS to not go forward with this proposal as he feels it is a piecemeal approach to fixing issues. The PSSAB received a proposal from Mr. St. John, that they will consider and then submit a recommendation before the Board at the next meeting.

Ms. Dana Schrad, Executive Director of the Virginia Association of Chiefs of Police (VACP), also spoke regarding VACP and the Virginia Association of Campus Law Enforcement Administrators (VACLEA). They support this effort and legislation. Ms. Schrad noted that they were involved in this study. She expressed her belief that these changes are long overdue. The main goals are to promote professionalism and accountability in law

enforcement. Training standards and accountability standards are vastly different between law enforcement and SCOP's.

Mr. John Jones, Director of the Virginia Sheriff's Association (VSA), had to leave the meeting early, but informed the Chairman that the VSA also endorses the legislation.

IX. Old/New Business

Ms. Shannon Dion of the Office of the Attorney General is the attorney that represents DCJS and the CJSB. She gave a brief overview of the differences between a policy board and an advisory board.

The Criminal Justice Services Board (CJSB) is a policy board pursuant to Virginia Code Section §9.1-108, which is defined as a board that promulgates public policy and regulations. The CJSB has the authority to adjudicate violations of regulations that the CJSB enacts and, by regulating the private security services licensees, the CJSB has the authority to take away their licenses or otherwise discipline them. The CJSB is not responsible for supervising the agency or employment of the agency, but do have the ability to review and comment on agency budget requests.

An advisory board advises state agencies. They provide advice and comments to executive branch agencies and they serve as a liaison between agencies and the public to ensure that lines of communication are open. They do not serve as a policy board, as they do not have the authority to promulgate regulations. For example, the PSSAB is an advisory board, and the CJSB is a policy board. The CJSB is responsible for voting in members of the PSSAB. The PSSAB is specifically tasked to advise the CJSB of any private security services issues related to the industry.

Meeting Dates for 2014:

A motion was made by Chief Clark to accept the meeting dates of March 13, May 8, June 12, September 18th, and December 11th for 2014. All meetings will start at 11:00 a.m., in House Room D. The motion was seconded by Lieutenant Williams.

X. Next Meeting

Chairman Jett thanked Board members and guests for attending the meeting and stated that the next meeting was scheduled for March 13, 2014, at 11:00 a.m. in House Room D of the General Assembly building.

Chief Clark made the motion to adjourn the meeting, it was seconded by Mr. Gooch. The meeting was adjourned at 12:35 p.m.

Approved:


Sheriff Charles Jett, Chairman