COMMONWEALTH of VIRGINIA

Department of Criminal Justice Services

Francine C. Ecker
Director

1100 Bank Street
Richmond, Virginia 23219
(804) 786-4000
TDD (804) 786-8732

DRAFT

Criminal Justice Services Board

March 24, 2016

Members Present

Mr. Andy Block
Mr. John Boneta
Chief Jeff Brown
Ms. Karen Brown
Senator Charles Carrico, Sr.
Sheriff Vanessa Crawford
Ms. Jae Davenport for Mr. David Johnson
Judge Sarah Deneke
The Hon. Michael Doucette, Chairman
Mr. Edward M. Macon
Delegate Jackson Miller
LTC Bob Northern for Colonel Steve Flaherty
Mr. Kevin Reynolds for Sen. Thomas Garrett, Jr.
Sheriff Tony Roper
Colonel Bobby Russell
Ms. Cookie Scott
Ms. Debbie Smith
Mr. Gilbert Smith
Mr. Robert Soles
Mr. Richard Vorhis
Chief James Williams
Chief Scott Williams
Chief Kelvin Wright

Members Absent

Judge Mary Malveaux
The Hon. Michelle Mosby
Delegate Chris Peace
Deputy Sheriff Kevin Pittman
Ms. Stephanie Wright

DCJS Staff Present

Kenny Adcock
Rick Arrington
Leon Baker
Kassandra Bullock
Cindy Campbell
John Colligan
Shannon Dion
Fran Ecker
Tom Fitzpatrick
Teresa Gooch
Sharon Gray
Sam Hoffman
Laureen Hyman
Laurel Marks
Joe Marshall
Debbie Roberts
Janice Waddy
Barbara Peterson-Wilson

Others Present

Deputy Chief Mac Babb, Virginia Tech PD
Victoria Cochran, Deputy Secretary of Public Safety and Homeland Security
Chief Dupuis, Chesterfield PD
Mr. Jim Eicher, Chesterfield PD
Captain Fuller, Chesterfield PD
Tom Gallemore, Virginia Tech PD
Daniel Guilliams, Virginia Tech PD
Dick Hall-Sizemore, DPB
Rita Katzman, VDSS
Dan Schmitt, RMC Events
Phil Townley, Christiansburg PD
Joy Wade, VDSS

I. Call to Order

Chairman Mike Doucette 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 Doucette 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 Doucette recognized Sheriff Tony Roper, a new member appointed to the position formerly held by Sheriff Jett.

Chairman Doucette then asked Ms. Laureen Hyman to take the roll. Ms. Hyman stated that there was a quorum with 20 members present, with three General Assembly members listed as present.

II. Approval of Minutes from Last Meeting

Chairman Doucette then called for a motion to approve the minutes of the December 10, 2015, meeting. Chief Brown stated that there was a correction needed as he was listed on page four of the minutes as giving an overview of the grants being considered for funding, but Chief Scott Williams was the correct person who gave that overview. Chief Kelvin Wright made the motion to accept the minutes with that change, and Superintendent Russell seconded the motion. Chairman Doucette stated that it had been motioned and seconded that the Board approve the minutes of the December 10, 2015, meeting. The motion to approve the amended minutes passed.

III. Director's Report

Director Ecker gave a quick overview of the budget results of the recent legislative session:

Budget

- The legislature added $1.5 million for the first year of the biennium and $2 million in the second year for local community corrections and pretrial services programs. That will increase the totals to $26.5 million in the first year and $27 million in FY'18 and provide for establishment of new programs in areas not currently served.
- The "599" fund (state aid to localities with police departments) will get an additional $5.5 million in each year, bringing the annual total to just under $180 million for the 175 localities that receive those funds.
- The appropriations for Court Appointed Special Advocate programs increased by $438,000, sexual assault programs by $617,000 and law enforcement training academies increased by $504,000, respectively.
- The legislature responded to one of Governor McAuliffe's initiatives by approving $1 million in FY'17 and $2.5 million in '18 for up to six pilot programs in which jails provide services to mentally ill offenders in order to divert them from incarceration. DCJS has already begun the planning for this new initiative.
- In addition to the additional funds going out to local agencies, DCJS received funds in Law Enforcement Services for 2 full-time positions to support model policy development and training and standards.

Grant Solicitations

- Last week, DCJS announced the availability of more than $67 million in state and federal funds for grants to support services for victims of crime, including those impacted by sexual

or domestic violence, CASA programs, local community corrections and pretrial services, offender prerelease and post-incarceration services, and school resource and security officers.

- Money for these grants will come from state special and general funds, as well as federal funds DCJS receives from the Victims of Crime Act and the Violence Against Women Act.
- Most of the funds will be targeted to continue and, in some cases, expand currently operating programs.
- Existing programs have been notified that they are eligible for continuation funding, and DCJS is posting information on the website, including grant application forms and instructions. For the first time, grants will be submitted through email.
- Many of the grant applications we receive in response to these solicitations will need to be reviewed by the Board's Grants Subcommittee before they come to the full Board for final action at the June meeting.
- Due to the volume of grants this year, DCJS is planning a second set of solicitations that will go out over the summer and be reviewed by the subcommittee and Board in August and September.

Campus Safety & Violence Prevention Forum

- Our annual Campus Safety and Violence Prevention Forum earlier this month in Portsmouth was very well attended, drawing over 250 attendees. This year, topics included active shooters and other violent incidents on campus, alcohol and substance abuse awareness and prevention, bystander intervention, Clery Act and Title IX compliance, mental health, threat assessments, sexual assault, social media, trauma, dating violence, and more.

Coming Events

- This year, National Crime Victims' Rights Week will be April 10-16. In addition to locally organized observances of the week, DCJS will be hosting an event at the State Capitol, in House Room 3 on April 12th beginning at 10:00 a.m. This year's theme is Serving Victims: Building Trust, Restoring Hope. All Board members are cordially invited.
- Also in April, on the 18th, our Center for School and Campus Safety in partnership with the Maryland Center for School Safety and Kristina Anderson, a Virginia Tech tragedy survivor, and the Northern Virginia Community College Police Department, is sponsoring "**The Briefings: Life after School Tragedy**" in Alexandria. It's a one-day event aimed at educators, law enforcement, and others involved in school safety. They'll hear field-tested expert methods for advancing school safety from people who have responded to and experienced school violence first-hand.
- The Virginia Crimes Against Children Conference, scheduled for May 3—5 in Hampton, is intended for all those involved in the investigation and prosecution of child abuse, as well as those who provide medical or mental health treatment for abused children. The Conference is sponsored by Children's Advocacy Centers of Virginia in collaboration with DCJS, the Virginia Department of Social Services and other organizations.
- National Police Week will be observed May 15 through the 21st, with Peace Officers Memorial Day on May 15 this year. On behalf of all of us at DCJS, I want to thank all of the men and women who serve our state and communities for their commitment and professionalism.

IV. Committee Reports

Committee on Training

Certified Crime Prevention Community Certifications

Chief Brown reported from the Committee on Training (COT). The COT heard from Mr. Rick Arrington, DCJS Crime Prevention Program Manager, who provided a review with regard to the application for Virginia Polytechnic Institute and State University. Chief Brown made the motion that the Board approve the certification for Virginia Tech as a Certified Crime Prevention Campus and Superintendent Russell seconded the motion. The motion passed.

Certified Crime Prevention Community Re-certifications

Mr. Arrington also provided a review of the re-certification applications for Chesterfield County and the Town of Christiansburg to the COT. Chief Brown made the motion that the Board approve the re-certification for Chesterfield County and the Town of Christiansburg as Certified Crime Prevention Communities and Sheriff Crawford seconded the motion. The motion passed.

Review of Proposed revisions of Training Standards related to Terrorism Awareness Performance Objectives

The COT heard from Ms. Barbara Peterson-Wilson, Law Enforcement Program Coordinator, who provided a review of the proposed revisions and draft language of Training Standards related to Terrorism Awareness Performance Objectives. The COT approved the proposed changes to the training standards. Chief Brown made the motion to accept these revisions and Ms. Cookie Scott seconded the motion. The motion passed.

Regulatory Update

In closing, the COT was provided a regulatory update from Ms. Barbara Peterson-Wilson on the status of current regulatory actions concerning Rules Relating to Compulsory Minimum Training Standards for Dispatchers, Rules Relating to for Noncustodial Employees of the Department of Corrections and Regulations Governing the Privacy and Security of Criminal History Record Information Checks for Firearm Purchases.

Private Security Services Advisory Board (PSSAB)

Dan Schmitt reported from the PSSAB which met on March 3, 2016. The PSSAB was given the results of a study conducted by the DCJS Research Center on the levels of insurance held by private security businesses.

As background information, during the December 1, 2015, meeting of the PSSAB, DCJS requested that the PSSAB make a recommendation on the amount of comprehensive liability insurance that would be required for independent contractors and for private security businesses. This request came about because of legislation passed by the 2015 General Assembly permitting private investigators and personal protection specialists to act as private contractors. DCJS was asked to review the private security business insurance levels because it would have been problematic to require higher insurance levels for the private contractor than the private security business.

At the March 3, 2016 meeting, the PSSAB was presented with the results of DCJS' research and voted to approve the following recommendations.

- Private security businesses should be required to maintain comprehensive liability insurance in the minimum amount of $1 million dollars in general aggregate liability insurance.

- Independent contractors working for private security businesses should be required to maintain comprehensive liability insurance in an amount equal to the insurance levels required for private security businesses.

- Private security business should no longer have the option of securing a surety bond in place of comprehensive liability insurance.

V. Legislative Session Overview

Ms. Shannon Dion, Director of Policy and Legislative Affairs with DCJS, and Tom Fitzpatrick, Police Advisor of DCJS, gave a brief overview of the 2016 General Assembly session.

VI. Old Business

There was no old business brought before the board for discussion at this meeting.

VII. New Business

Regulatory Actions

- Ms. Barbara Peterson-Wilson gave an update to the Board on the Approval of Submission in the APA Process for 6VAC20-30 Rules Relating to Compulsory In-Service Training Standards for Law Enforcement Officers, Courtroom Security Officers and Process Service.

  Chief Scott Williams made a motion that the Board approve submission of these regulations to the final stage of the regulatory process and Mr. Andy Block seconded the motion. The motion passed.

- Ms. Barbara Peterson-Wilson gave an update to the Board on the Approval of Submission in the APA Process for 6VAC20-120 Regulations Relating to Criminal History Records Information Use and Security.

  Superintendent Russell made a motion that the Board approve submission of 6VAC20-120 Regulations Relating to Criminal History Records Information Use and Security, to the final stage of the regulatory process and LTC Robert Northern seconded the motion. The motion passed.

- Ms. Shannon Dion gave an update to the Board on the Approval of Submission in the APA Process for 6VAC20-230-30 and 6VAC20-230-90 Initial Registration Application and Reinstatement for Special Conservators of the Peace Regulations Relating to Criminal History Records Information Use and Security.

  Mr. Robert Soles made a motion that the Board approve submission of these regulations to the final stage of the regulatory process and Chief James Williams seconded the motion. The motion passed.

Approval of Private Security Insurance Requirements

Ms. Teresa Gooch, Division Director of Law Enforcement and Security Services of DCJS, gave an update to the Board on the Approval of Private Security Insurance Requirements.

Mr. Soles made a motion that the Board approve three recommendations made by the Private Security Services Advisory Board (PSSAB) regarding private security insurance requirements as outlined in the earlier report from the PSSAB. Chief Kelvin Wright seconded the motion. The motion passed.

Mr. Ed Macon asked if the public and private security industry had the opportunity to provide their input on these recommendations. Ms. Gooch responded that there were two public meetings for comment. These regulations are still in the preliminary stages of the regulatory process so there will be other opportunities for public comment in the future.

Approval of VOCA Grant

Ms. Kassandra Bullock, Victims Services Manager of DCJS, gave a report to the Board on utilizing VOCA funds to support and expand child abuse treatment services statewide. Virginia Department of Social Services (DSS) requests a total of $3.3 million to support Child Advocacy Centers (CACs) and other specialized treatment and services for child abuse victims. Staff recommended funding the application as requested because this increased capacity will allow DSS to reduce or eliminate waiting lists for some services and will enable establishment of new programs and services through a competitive application process. Sheriff Crawford made a motion that the Board approve this recommendation for funding and Mr. Andy Block seconded the motion. The motion passed.

Approval of Byrne/JAG Grant

Ms. Janice Waddy, Manager, Grants Management/Division of Finance and Administration of DCJS, gave a report on the Byrne Justice Assistance Grant to be considered by the Board.

Staff requested approval to fund a Full Time Employee (FTE) in the DCJS Law Enforcement unit who will be responsible for coordinating crime reduction initiatives, training opportunities, providing technical assistance in community capacity building and program development and implementation. The FTE will also have supervisory responsibility of law enforcement grant monitors, grants program management and resource development. The total amount in federal funds recommended is $104,235.

A motion was made by Superintendent Russell to approve the Byrne grant and was seconded by Ms. Scott.

Ms. Victoria Cochran, Deputy Secretary of Public Safety and Homeland Security publicly acknowledged the significance of the work that the Board does to support DCJS and thanked all present for doing their part to keep the citizens of the Commonwealth of Virginia safe.

Representatives from Virginia Tech, Chesterfield County Police Department and the Christiansburg Police Department spoke briefly and thanked DCJS and the Board for their support of the Certified Crime Prevention program.

VIII. Next Meeting

Chairman Doucette thanked Board members and guests for attending the meeting and stated that the next meeting was scheduled for May 12, 2016, at 11:00 a.m. in House Room D of the General Assembly building.

IX. Adjournment

Chief Williams made the motion to adjourn the meeting, the motion was seconded by Superintendent Russell and was unanimously approved. The meeting was adjourned at 12:00 p.m.

Approved:

_____

Mr. Michael Doucette, Chairman