



**PEACE OFFICERS STANDARD AND TRAINING
COMMISSION COMMITTEE MEETING
AUGUST 20, 2021
AGENDA MINUTES**

- I. ADOPTION OF AGENDA**
- II. ADMINISTRATIVE MATTERS**
- III. APPROVAL OF PREVIOUS MONTH(S) MINUTES**
- IV. INFORMAL DECERTIFICATION HEARING COMMITTEE REPORT**
- V. APPEARING BEFORE THE COMMISSION/
WAIVERS FOR PRE-EMPLOYMENT REQUIREMENTS**
- VI. WAIVER TO ATTEND ANOTHER ACADEMY**
- VII. WAIVERS OF BASIC TRAINING**
- VIII. ADMINISTRATIVE WAIVERS**
- IX. APPLICATIONS FOR TRAINING OFFICER**
- X. APPLICATIONS FOR CERTIFIED INSTRUCTOR**
- XI. CURRICULUM AND TESTS/SPECIALIZED TRAINING CURRICULUM**
- XII. OLD BUSINESS**
- XIII. NEW BUSINESS/ITEMS FOR DISCUSSION**

I. ADOPTION OF AGENDA

Motion to Approve by: COMMISSIONER BRIAN WRIGHT

Second: COMMISSIONER BOBBY WAGGONER

Remarks: Motion to Approve Carried.

II. ADMINISTRATION MATTERS

ROLL CALL

COMMISSIONER KIM BIRCHFIELD - Present

COMMISSIONER BRENT CHERRY - Present

COMMISSIONER MARK DUNBAR - Present

COMMISSIONER RAY FARRIS - Present

COMMISSIONER DEBORAH FAULKNER - Vice Chair – Present

COMMISSIONER WILLIAM FORRESTER III - Present

COMMISSIONER BUD HULSEY - Present

COMMISSIONER ED JACKSON - Absent

COMMISSIONER CHAD PARTIN – Chair - Present

COMMISSIONER LOWELL RUSSELL - Absent

COMMISSIONER TOM SPANGLER - Present

COMMISSIONER BOBBY WAGGONER - Present

COMMISSIONER BRIAN WRIGHT - Present

DISCLAIMER – EXECUTIVE SECRETARY BRIAN GRISHAM

III. APPROVAL OF MINUTES FOR JULY 16, 2021 COMMISSION MEETING:

Motion to Approve by: COMMISSIONER TOM SPANGLER

Second: COMMISSIONER BRIAN WRIGHT

Remarks: Motion to Approve Carried.

IV. DECERTIFICATION HEARING HELD THIS MONTH

Motion to Approve by: COMMISSIONER BUD HULSEY

Second: COMMISSIONER BOBBY WAGGONER

Remarks: Motion to Approve Carried.

V. APPEARING BEFORE THE COMMISSION/WAIVERS FOR PRE-EMPLOYMENT REQUIREMENTS – 1110-02-.03 + 1110-9-.04

Chattanooga Police Department - Request a conviction waiver for **Henrique Guedes Joseph Leavitt (PSID# 4229-1758)** hire date, August 27, 2021. On June 21, 2011, Mr. Leavitt was arrested in Du Page County, Illinois and charged with Unlawful Use of Weapons. On June 28, 2011, Mr. Leavitt plead guilty to Unlawful Use of Weapons. Mr. Leavitt has since satisfied all court ordered fines and fees.

Appearing

Motion to Approve by: COMMISSIONER BRENT CHERRY

Second: COMMISSIONER BRIAN WRIGHT

Remarks: Motion to Approve Carried.

Memphis Police Department - Request a conviction waiver for **Jonathan Mario Villanueva (PSID# 6263-0433)** hired, August 02, 2021. On June 09, 1999, Mr. Villanueva was arrested in Knightstown, Tennessee and charged with Minor in Possession of Alcohol. On June 09, 1999, Mr. Villanueva plead guilty to Minor in Possession of Alcohol. Mr. Villanueva has since satisfied all court ordered fines and fees.

Appearing

Motion to Approve by: COMMISSIONER TOM SPANGLER

Second: COMMISSIONER BOBBY WAGGONER

Remarks: Motion to Approve Carried.

VI. WAIVER TO ATTEND ANOTHER ACADEMY – P.O.S.T. Rule 1110-02-.03(3)

Collierville Police Department – Request a waiver to attend another academy for **Mark Anthony Hurtado (PSID# 8106-9584)** hired, July 26, 2021. In April of 2019, Mr. Hurtado attended the Shelby County Sheriff's Office Law Enforcement Training Academy. Mr. Hurtado was unable to complete the academy due to voluntarily accepting a position as a deputy jailer from the Sheriff's Office. Collierville Police Department request the waiver to change academies so Mr. Hurtado may attend the Memphis Police Department Training Academy.

Appearing

Motion to Approve by: COMMISSIONER TOM SPANGLER

Second: COMMISSIONER BOBBY WAGGONER

Remarks: Motion to Approve Carried.

Walters State Community College Law Enforcement Training Academy – Request a waiver to attend another academy for **Allison Rae House (PSID# 2795-2146)**. In February of 2020, Ms. House attended the Metro Nashville Law Enforcement Training Academy. Ms. House was unable to complete the training due to medical reasons.

Appearing

Motion to Approve by: **COMMISSIONER WILLIAM FORRESTER III**
Second: **COMMISSIONER BUD HULSEY**
Remarks: **Motion to Approve Carried.**

Walters State Community College Law Enforcement Training Academy – Request a waiver to attend another academy for **Matthew Joseph Sutton (PSID# 2971-1676)**. In January of 2021, Mr. Sutton attended the Cleveland State Community College Law Enforcement Training Academy. Mr. Sutton was unable to graduate due to voluntarily withdrawing from the program.

Appearing

Motion to Approve by: **COMMISSIONER WILLIAM FORRESTER III**
Second: **COMMISSIONER RAY FARRIS**
Remarks: **Motion to Approve Carried.**

Walters State Community College Law Enforcement Training Academy – Request a waiver to attend another academy for **Joseph Patrick Wooten (PSID# 8203-5328)**. In March of 2021, Mr. Wooten attended the Metro Nashville Law Enforcement Training Academy. On March 11, 2021, Mr. Wooten resigned from the Metro Police Department in good standing and was not able to complete the training.

Appearing

Motion to Approve by: **COMMISSIONER WILLIAM FORRESTER III**
Second: **COMMISSIONER KIM BIRCHFIELD**
Remarks: **Motion to Approve Carried.**

VII. WAIVER OF BASIC TRAINING/SPECIALIZED SUBSTITUTIONS FOR IN SERVICE TRAINING – 1110-02-.03 + 1110-9-.02

The following requests for Waiver/Substitution of Basic Training have been reviewed and appear to meet P.O.S.T. requirements:

P.O.S.T. Assistant Director reviewed and administratively approved **26** P.O.S.T. Transition School Waivers and all corresponding supporting documents. The reported documents appear to be in order and meet or exceed the minimum standards set forth by the Peace Officers Standards and Training requirements.

In addition, P.O.S.T. Assistant Director reviewed and administratively approved **11** solo waiver requests based on the recently expired Governor's orders. Due to the recent expiration of the orders, the P.O.S.T. Commission has approved for solo waiver requests to be administratively approved until the virtual P.O.S.T. Transition School is completed.

Henry Police Department – Request a waiver to attend Transition School for **William Timothy Reeves (PSID# 2243-5740)** hired, July 12, 2021. Mr. Reeves resigned from the Coopertown Police Department on June 27, 2013. New Post Rules “1110-02-.03 (7) (a) which promulgated April 27, 2021 states; “(a) Beginning May 1, 2021, certified officers who have had more than a three (3) year break, but less than a seven (7) year break in full-time law enforcement service shall enroll in the Commission-approved three (3) week Transition School within six (6) months of returning to full-time employment before their certification is reactivated. Officers with a seven (7) year or longer break in full-time law enforcement service shall be required to re-attend a Basic Law Enforcement Course.”

Mr. Reeves is two months and eleven days past the seventh year.

Motion to Approve by: **COMMISSIONER BRENT CHERRY**

Second: **COMMISSIONER BOBBY WAGGONER**

Remarks: **Motion to Approve Carried.**

VIII. ADMINISTRATIVE WAIVERS

WAIVER OF IN-SERVICE – RULE 1110-09-.05

Request for a waiver have been received for the following officers so that they as well as their departments will remain in compliance with P.O.S.T. guidelines. They are not eligible for a Salary Supplement.

NONE TO REPORT

WAIVERS OF SIX (6) MONTH RULE:

THE TENNESSEE P.O.S.T. COMMISSION HAS RECEIVED AND REVIEWED 0 SIX-MONTH WAIVER WHICH FALL UNDER THE PROVISIONS OUTLINED IN THE GOVERNOR’S EXECUTIVE ORDER NO. 15.30.

“The provisions of Tennessee Code Annotated, Sections 38-8-107 and 38-8-111, requiring completion of basic training and in-service credits are suspended to the extent necessary to give the Peace Officer Standards and Training Commission discretion to reasonably extend the deadline for meeting such requirements as necessary to respond to the effects of COVID-19.”

THE FOLLOWING DEPARTMENTS ARE REQUESTING A WAIVER OF THE SIX (6) MONTH RULE TO KEEP THEIR OFFICER(S) AND THE DEPARTMENT IN COMPLIANCE.

Cumberland County Sheriff’s Office – Request six (6) month waiver for **Ted Andrew Monday (PSID# 9661-4239)** hired September 04, 2019. On December 11, 2020, P.O.S.T. Commission granted Mr. Monday two six-month waivers due to medical reasons. The Cumberland County Sheriff’s Office request an additional six-month waiver be granted so Mr. Monday can reattend the Walters State Basic Police Program in September of 2021.

Motion to **Approve** by: **COMMISSIONER BUD HULSEY**

Second: **COMMISSIONER KIM BIRCHFIELD**

Remarks: **Motion to Approve Carried.**

Middle Tennessee State University Police Department – Request six (6) month waiver for **James Kenneth Brian Clark Jr.(PSID# 4706-5711)** hired February 01, 2021. On March 28, 2021, Mr. Clark attended the Tennessee Law Enforcement Training Academy but was unable to complete the training due to medical reasons. Mr. Clark is scheduled to reattend the Tennessee Law Enforcement Training Academy in October of 2021.

Motion to **Approve** by: **COMMISSIONER WILLIAM FORRESTER III**

Second: **COMMISSIONER TOM SPANGLER**

Remarks: **Motion to Approve Carried.**

Middle Tennessee State University Police Department – Request six (6) month waiver for **Audrey Lynn Rogers (PSID# 1041-2463)** hired February 01, 2021. On March 28, 2021, Ms. Rogers attended the Tennessee Law Enforcement Training Academy but was unable to complete the training due to medical reasons. Ms. Rogers will reattend the Tennessee Law Enforcement Training Academy as soon as she is physically able to.

Motion to Approve by: **COMMISSIONER WILLIAM FORRESTER III**
Second: **COMMISSIONER TOM SPANGLER**
Remarks: **Motion to Approve Carried.**

WAIVERS OF EIGHT (8) MONTH RULE:

The following officer(s) are requesting a waiver of the eight-month rule. They will receive the 2020 Salary Supplement payment if they completed 2020 In-Service requirements.

NONE TO REPORT

WAIVER FOR MEDICAL – RULE 1110-09-.06

The following departments are requesting a waiver for medical reasons for the 2020 calendar year, so the departments will also remain in compliance. Officers did not complete in-service training and are not eligible for Salary Supplement:

NONE TO REPORT

WAIVERS FOR MILITARY LEAVE – RULE 1110-09-.06(5)

The following departments are requesting a waiver for military service for the 2020 calendar year. Military orders are included along with change of status. These officers will be eligible to receive salary supplements, and the departments will remain in compliance.

P.O.S.T. Assistant Director has reviewed and administratively approved 0 Military Waivers and corresponding supporting documents. All the reported documents appear to be in order and meet or exceed minimum standards set forth by the Peace Officers Standards and Training requirements.

IX. APPLICATIONS FOR TRAINING OFFICER – 1110-04-.03

P.O.S.T. Investigators have reviewed and approved **1** application(s) for Training Officer, and they appear to meet criteria for approval.

The officer(s) listed below **if any** will be informed, they have one year to complete the Instructor Development course or approved substitute.

Michael Keith Means (PSID#5004-7839) University of Memphis Dept. of Public Safety

Motion to Approve by: **COMMISSIONER BRIAN WRIGHT**

Second: **COMMISSIONER TOM SPANGLER**

Remarks: **Motion to Approve Carried.**

X. APPLICATIONS FOR CERTIFIED INSTRUCTOR – 1110-03-.04

P.O.S.T. Investigators have reviewed and approved **2** application(s) for Certified Instructor, and they appear to be in order and meet minimum standards, and they have completed the minimum hours in attendance of required courses.

- The instructors listed below **if any** will be notified, they have **one year to complete Instructor Development or approved substitute:**

Len Sangster Jr. (PSID# 4538-5773) Nashville State C. C. Police Department

- The officers listed below **if any** request a waiver of **the one-year training officer requirement:**

Len Sangster Jr. (PSID# 4538-5773) Nashville State C. C. Police Department

Motion to Approve by: **COMMISSIONER WILLIAM FORRESTER III**

Second: **COMMISSIONER BOBBY WRIGHT**

Remarks: **Motion to Approve Carried.**

**XI. CURRICULUM AND TESTS – 1110-04 and SPECIALIZED TRAINING CURRICULUM
– 1110-04-.09**

P.O.S.T. Investigators have reviewed and approved 51 in-service and specialized training classes this month as they appear to be in order and meet or exceed minimum standards set forth by the Peace Officers Standards and Training requirements. They have made note if these training offerings meet the P.O.S.T. requirements for Firearms, EVOC, Mental Illness and CSA.

Motion to **Approve** by: COMMISSIONER BRIAN WRIGHT

Second: COMMISSIONER TOM SPANGLER

Remarks: Motion to Approve Carried.

XII. OLD BUSINESS

Community Involvement rulemaking

XIII. NEW BUSINESS/ITEMS FOR DISCUSSION

NONE TO REPORT