



**PEACE OFFICERS STANDARD AND TRAINING
COMMISSION COMMITTEE MEETING
FEBRUARY 11, 2022
AGENDA**

- 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 TOM SPANGLER**

Second **COMMISSIONER LOWELL RUSSELL**

Remarks: **The Motion to Approve Carried.**

II. ADMINISTRATION MATTERS

III. ROLL CALL

COMMISSIONER KIM BIRCHFIELD

COMMISSIONER BRENT CHERRY

COMMISSIONER MARK DUNBAR

COMMISSIONER DON GREEN

COMMISSIONER DEBORAH FAULKNER - Vice Chair

COMMISSIONER WILLIAM FORRESTER III

COMMISSIONER BUD HULSEY

COMMISSIONER ED JACKSON

COMMISSIONER CHAD PARTIN - Chair

COMMISSIONER LOWELL RUSSELL

COMMISSIONER TOM SPANGLER

COMMISSIONER BOBBY WAGGONER

COMMISSIONER BRIAN WRIGHT

DISCLAIMER – EXECUTIVE SECRETARY

IV. APPROVAL OF MINUTES FOR JANUARY 21, 2022 COMMISSION MEETING:

Motion to **Approve** by: **COMMISSIONER TOM SPANGLER**

Second **COMMISSIONER MARK DUNBAR**

Remarks: **The Motion to Approve Carried.**

V. DECERTIFICATION HEARING HELD THIS MONTH

NONE TO REPORT

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

Claiborne County Sheriff's Office – Request a conviction waiver for **Benjamin Thomas Lake Evans (PSID# 4719-3125)**. On April 02, 2017, Mr. Evans was arrested in Claiborne County, Tennessee, and charge with a DUI. On August 23, 2017, Mr. Evans pled guilty to DUI. Mr. Evans has since satisfied all court ordered fines and fees.

Appearing

Motion to **Approve** by: **COMMISSIONER TOM SPANGLER**

Second **COMMISSIONER MARK DUNBAR**

Remarks: **The Motion Failed to Carry.**

Dyersburg Police Department - Request three (3) conviction waivers for **Angus Rob White (PSID# 7892-6690)** hired, November 29, 2021. On September 04, 2000, Mr. White was arrested in Fort Benning, Georgia and charged DUI Alcohol MISD. On September 29, 2000, Mr. White pled guilty to DUI Alcohol MISD. Mr. White has since satisfied all court ordered fines and fees.

On June 08, 2007, Mr. White was arrested in Montgomery County, Tennessee and charged with Public Intoxication. On June 15, 2007, Mr. White pled guilty to Public Intoxication. Mr. White has since satisfied all court ordered fines and fees.

Appearing

Motion to **Approve** by: **COMMISSIONER LOWELL RUSSELL**

Second **COMMISSIONER WILLIAM FORRESTER III**

Remarks: **The Motion to Approve Carried.**

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

NONE TO REPORT

VIII. 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 12 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 2 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.

IX. 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(S) 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.

NONE TO REPORT

WAIVERS OF EIGHT (8) MONTH RULE:

The following officer(s) are requesting a waiver of the eight-month rule. They will receive the 2021 Salary Supplement payment if they completed 2021 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 2021 calendar year, so the departments will also remain in compliance. Officers did not complete in-service training and are not eligible for Salary Supplement:

Murfreesboro Police Department – Request a medical waiver for **Carlie Paige Jenkins (PSID# 6412-5174)** hired, December 10, 2018. On August 13, 2021, Ms. Jenkins was placed on medical leave. Ms. Jenkins completed 39.5 hours of in-service training. However, Ms. Jenkins was not able to complete 4.5 hours of the mandated firearms in-service training for the 2021 calendar year. Murfreesboro Police Department is requesting Ms. Jenkins receive the annual 2021 salary supplement pay.

Motion to **Disapprove** by: **COMMISSIONER TOM SPANGLER**

Second **COMMISSIONER LOWELL RUSSELL**

Remarks: **The Motion to Disapprove the request to receive salary supplement pay Carried.**

Motion to **Approve** by: **COMMISSIONER BOBBY WAGGONER**

Second **COMMISSIONER WILLIAM FORRESTER**

Remarks: **The Motion to Approve the request to for the officer as well as the department to remain in compliance for the 2021 calendar year Carried.**

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

The following departments are requesting a waiver for military service for the 2021 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 **68** 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.

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

P.O.S.T. Investigators have reviewed and approved **2** 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.

Christopher John Faulk PSID# 0328-5518 Roane State Community College Police Dept.

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

Second **COMMISSIONER TOM SPANGLER**

Remarks: **The Motion to Approve Carried.**

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

P.O.S.T. Investigators have reviewed and approved **13** 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:**
- The officers listed below **if any** request a waiver of **the one-year training officer requirement:**

Thomas Warren Tharpe PSID# 2598-6294 Henry Police Department

Motion to **Approve** by: **COMMISSIONER LOWELL RUSSELL**

Second **COMMISSIONER MARK DUNBAR**

Remarks: **The Motion to Approve Carried.**

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

P.O.S.T. Investigators have reviewed and approved **129** 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: **The Motion to Approve Carried.**

XIII. OLD BUSINESS

NONE TO REPORT

XIV. NEW BUSINESS/ITEMS FOR DISCUSSION

Metro Nashville Law Enforcement Training Academy – Request approval of their 2021 Annual Report.

Motion to **Approve** by: **COMMISSIONER MARK DUNBAR**
Second **COMMISSIONER TOM SPANGLER**
Remarks: **The Motion to Approve Carried.**

Tennessee Highway Patrol Law Enforcement Training Academy – Request approval of their 2021 Annual Report.

Motion to **Approve** by: **COMMISSIONER BRIAN WRIGHT**
Second **COMMISSIONER TOM SPANGLER**
Remarks: **The Motion to Approve Carried.**

Clifton Police Department – Request the P.O.S.T. Commission’s approval to forgo P.O.S.T. Transition School for **Jeffery Dee Poynter (PSID# 4669-5446)**.
Appearing

Motion to **Disapprove** by: **COMMISSIONER BOBBY WAGGONER**
Second **COMMISSIONER MARK DUNBAR**
Remarks: **The Motion to Disapprove the request to forgo transition school Carried.**

Motion to **Approve** by: **COMMISSIONER BOBBY WAGGONER**
Second **COMMISSIONER DON GREEN**
Remarks: **The Motion to Approve the request to attend transition school Carried.**

Crossville Police Department – **Keyton Bryan Harthun (PSID# 9003-2715)** was hired on May 03, 2021. However, P.O.S.T. did not receive the required paperwork until December 07, 2021.
Appearing

Motion to **Approve** by: **COMMISSIONER BRIAN WRIGHT**
Second **COMMISSIONER TOM SPANGLER**
Remarks: **The Motion to Approve Carried.**

Phillip Lee Kemper (PSID# 9716-1797) – Request the Commission to review his previous determination of not being qualified to run for sheriff of Madison County, Tennessee. Mr. Kemper was not qualified as per T.C.A. 8-8-102(A)(3) Which states: **(3)** Be a qualified voter of the county and a resident of the county for one (1) full year prior to the date of the qualifying deadline for running as a candidate for sheriff.

Motion to **Disapprove** by: **COMMISSIONER WILLIAM FORRESTER III**
Second **COMMISSIONER DEBORAH FAULKNER**
Remarks: **The Motion to deny the certification Carried.**

Thomas Warren Tharpe (PSID# 0598-6294) – Request the Commission to review his previous determination of not being qualified to run for sheriff of Decatur County, Tennessee. Mr. Tharpe was not qualified as per T.C.A. 8-8-102(A)(9)(A) Which states: **(9) (A)** Except as provided in subdivision (a)(9)(B), have at least three (3) years of fulltime experience as a POST commission certified law enforcement officer in the previous ten (10) years or at least three (3) years of full-time experience as a state or federal certified law enforcement officer with training equivalent to that required by the POST commission in the previous ten (10) years; provided, that any person holding the office of sheriff on May 30, 2011, shall be deemed to have met the requirements of this subdivision (a)(9).

Motion to **Disapprove** by: **COMMISSIONER WILLIAM FORRESTER III**
Second **COMMISSIONER BRIAN WRIGHT**
Remarks: **The Motion to deny the certification Carried.**

Christopher Donald Boyd (PSID# 3763-4998) - Request the Commission to review his previous determination of not being qualified to run for sheriff of Grundy County, Tennessee. Mr. Boyd was not qualified as per T.C.A. 8-8-102(A)(9)(A) Which states: **(9) (A)** Except as provided in subdivision (a)(9)(B), have at least three (3) years of fulltime experience as a POST commission certified law enforcement officer in the previous ten (10) years or at least three (3) years of full-time experience as a state or federal certified law enforcement officer with training equivalent to that required by the POST commission in the previous ten (10) years; provided, that any person holding the office of sheriff on May 30, 2011, shall be deemed to have met the requirements of this subdivision (a)(9).

Motion to **Disapprove** by: **COMMISSIONER LOWELL RUSSELL**
Second **COMMISSIONER BRIAN WRIGHT**
Remarks: **The Motion to deny the certification Carried.**