

WASHINGTON ASSOCIATION OF SHERIFFS & POLICE CHIEFS

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Serving the Law Enforcement Community & the Citizens of Washington

WASPC GENERAL BUSINESS MEETING FALL TRAINING CONFERENCE CAMPBELL'S RESORT · CHELAN, WA NOVEMBER 16, 2011 · 09:45 AM



CALL TO ORDER:

President Rahr called the meeting to order at 9:55 AM.

President Rahr thanked the Harris Corporation for their platinum level sponsorship of the 2011 Fall Training Conference. Lynn Quick, representing the Harris Corporation, briefly addressed the membership.

APPROVAL OF MINUTES FROM May 26, 2011:

Garry Lucas made the motion to approve the May 26, 2011 General Business Meeting minutes as written. John Batiste seconded the motion. Motion carried.

NEW BUSINESS:

DRUG POLICY COMMITTEE REPORT—DIRECTOR PIERCE AND DRUG POLICY COMMITTEE

The Committee is presenting two resolutions for adoption by the Membership. The resolutions were created with input from all Committee Members.

The first resolution opposes Initiative 502. The resolution states:

WHEREAS, the Washington Association of Sheriffs and Police Chiefs (WASPC) is gathered at their semi-annual conference in Chelan, Washington on November 15-17, 2011, and

WHEREAS, WASPC convened a Drug Policy Committee to review the Association's position on Initiative 502, Marijuana Legalization, and

WHEREAS, WASPC believes that marijuana is inherently a harmful drug which causes physical and psychological damage, and

WHEREAS, WASPC believes that the legalization of marijuana will increase the perception that marijuana is harmless, particularly among youth, leading to an increase in use, dependence and its consequences, and

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RANDY STEGMEIER
Chief – Western WA University

JOHN BATISTE
Chief – WA State Patrol

LAURA LAUGHLIN
SAC – FBI, Seattle

DONALD PIERCE
Executive Director

WHEREAS, WASPC believes that the legalization of marijuana will lead to an increased incidence of impaired driving while under the influence of marijuana resulting in additional highway injuries and deaths, and

WHEREAS, WASPC believes that the revenues that are proposed to be generated by legalization will not be realized and that the public health costs associated with increased usage will far exceed the revenue generated, and

WHEREAS, WASPC believes the proposed fiscal savings within the criminal justice system are highly exaggerated,

NOW THEREFORE BE IT RESOLVED that WASPC opposes I-502 and urges its rejection.

The second resolution addresses medical cannabis. The resolution states:

WHEREAS, the Washington Association of Sheriffs and Police Chiefs (WASPC) are gathered at their semi-annual conference in Chelan, Washington on November 15-17, 2011, and

WHEREAS, WASPC convened a Drug Policy Committee to review the Association's position on proposed changes to the state's Medical Cannabis Law, and

WHEREAS, the Drug Policy Committee reviewed the proposed changes and discussed the position of the Association regarding those changes, and

WHEREAS, WASPC believes the use of cannabis for medical purposes, the issuance of authorizations to use cannabis and the delivery of cannabis to authorized patients should occur in a medical context utilizing physicians, pharmaceutical companies, and pharmacies, and

WHEREAS, WASPC believes that voters passed the Medical Marijuana Initiative expecting a narrow usage of cannabis for strictly medical purposes, and

WHEREAS, the development of a fully and exclusively medical method is impossible due to federal regulation, and

WHEREAS, the current law allows largely unregulated access to cannabis for those who are not legitimate patients,

NOW THEREFORE IT BE RESOLVED that WASPC supports legislation that further defines and clarifies how community gardens are allowed to operate and clarifies local government regulatory authority over the location and density of community gardens, and

NOW THEREFORE BE IT FURTHER RESOLVED that WASPC encourages changes to the current state law that would establish a user registry based upon a sound medical diagnosis, and

NOW THEREFORE IT BE FURTHER RESOLVED that WASPC encourages the federal government to study the efficacy of cannabis for medical purposes and reschedule if appropriate, and

NOW THEREFORE BE IT FURTHER RESOLVED that WASPC opposes any changes to the current law that would make it easier for illegitimate users of cannabis to obtain it under the provisions of the Medical Cannabis Act.

Discussion and clarification on the resolutions occurred.

Garry Lucas made the motion to adopt resolution 2011-02, Medical Cannabis. Steve Tomson seconded the motion. Motion carried.

Ken Irwin made the motion to adopt resolution 2011-01, Resolution Opposing I-502. Ken Hohenberg seconded the motion. Motion carried.

STANDING COMMITTEE REPORTS:

ACCREDITATION—JEFF MYERS

WASPC will be hiring a Director of Professional Services to replace Garry Anderson as he is retiring. The Director will be responsible for the Accreditation Program among other things.

An assessor training session is being scheduled for February. A team leader training session is also being scheduled.

The Committee has approved a document to be posted on the WASPC website for information on the Accreditation Program. This document will combine all other documents and will serve as a one-stop-shop for information.

There may be up to twenty seven accreditation on site evaluations in 2012. This will require about 160 assessors.

Thirty four agencies have successfully met the program standards and have been awarded accreditation.

The concept of accrediting jails is being discussed.

Garry Lucas made the motion to approve the Accreditation Committee Report as presented. John Batiste seconded the motion. Motion carried.

CORRECTIONS—NO REPORT

LEGISLATIVE—NO REPORT

SONAR—Ken Bancroft

The Committee is discussing the release location of offenders. Historically, offenders were to be released back into the counties of which they were arrested. Lately, they have been released to larger cities with more resources.

The next Committee meeting will be in March 2012.

Mark Nelson made the motion to approve the SONAR Committee Report as presented. Ken Hohenberg seconded the motion. Motion carried.

TRAFFIC SAFETY—TOM ROBBINS

Terry Davenport, Retired Shelton Police Chief and long-term WASPC member, has been having a number of health problems. Terry is at St. Peter's hospital recovering from a recent stroke. Please keep Terry in your thoughts. If you would like to send well wishes, please contact Lowell or Brian at the Traffic Safety Commission.

The traffic resource prosecutor program currently has three traffic resource prosecutors in the State. There will be a 'boot camp' training later in 2012. Through this program, a judge's bench book is also being created. This will allow judges to quickly reference various cases.

Chief Robbins outlined a recent case out of Grant County regarding a DUI stop. In this case, an officer responding to a 911 report of a possible DUI locates the vehicle and pulls it over for an equipment violation. The officer admitted in court that part of the reason he pulls the vehicle over is to investigate for DUI. The Appeals court determined pretext. The traffic resource prosecutors are taking an active role in addressing this case.

The State Toxicology Lab is creating an SFST training database.

Sheriff Mark Brown and Chief Tom Robbins attended the Georgia Law Enforcement Challenge. The Challenge is an award program for officers. Chief Robbins and Sheriff Brown came back with ideas for awards in Washington.

Traffic safety grants were announced in October. Applications are due to WASPC on December 16, 2011. SECTOR is included in the traffic safety grant allowable items.

Sheriff Brown and Chief Robbins are looking into succession planning for the Committee. If you are interested please contact Mark or Tom.

John Batiste made the motion to approve the Traffic Safety Committee Report as presented. Denis Austin seconded the motion. Motion carried.

CONFERENCE—NO REPORT

FINANCE AND PERSONNEL—PAUL AYERS

The WASPC Executive Board approved the 2012 WASPC Budget with minimal changes from the 2011 Budget.

In July 2011, WASPC made a \$1 million mortgage payment bringing the balance of the mortgage down to \$1.2 million. The minimum monthly payment has been recalculated from \$17,900 to \$9,930. WASPC will continue to make the \$17,900 mortgage payment.

An audit was conducted on WASPC's business and occupational tax and sales tax. The Association has reached a settlement and has paid \$28,000 to the Department of Revenue as it relates to the business and occupational tax. WASPC is still working to resolve the disputed sales tax.

Ed Holmes made the motion to approve the Finance and Personnel Committee Report as presented. Rick Kieffer seconded the motion. Motion carried.

INTELLIGENCE/HOMELAND SECURITY/TECHNOLOGY—OZZIE KNEZOVICH

With the adoption of the *2011-2013 Strategic Intentions*, the Committee will split into two committees, Intelligence/Homeland Security and Technology. If you are interested in serving as chair of the Technology Committee, please contact Sheriff Rahr.

In May 2011 it was brought up that there are roughly three intelligence databases. The Committee has been looking into streamlining intelligence reporting into one database. The main two databases used are RISS-WSIN (a free product) and Gangnet. A decision needs to be reached on which system will be used.

A resolution updating the relationship between WASPC and the Fusion Center will be proposed later in the meeting.

The Association should consider succession planning as it relates to Intelligence and Homeland Security.

The Committee is looking to locate or create a roster identifying critical infrastructure in the state. This information should be retained in one location rather than multiple locations.

Cliff Cook made the motion to approve the Intelligence/Homeland Security/Technology Committee Report as presented. Steve Tomson seconded the motion. Motion carried.

BASIC LAW ENFORCEMENT TRAINING—NO REPORT

LEMAP—KEN HOHENBERG

Thank you to all of the Chiefs and Sheriffs who have supported the LEMAP program by allowing members of your command staff serve as LEMAP assessors. For those individuals considering committee participation, the LEMAP Committee can always use new members.

The following agencies have recently had LEMAP reviews: Bothell, Quincy, Mukilteo, Tumwater, Mill Creek and Pullman. There are four pending requests for LEMAP reviews.

An item of discussion among the Committee is providing LEMAP assessor training. Once this training has been scheduled information will be distributed via GTWO. The Committee is also discussing the cost of full LEMAP vs. partial LEMAP reports.

Ed Holmes made the motion to approve the LEMAP Committee Report as presented. Paul Ayers seconded the motion. Motion carried.

MODEL POLICY—JON FEHLMAN

The Model Policy Committee has completed the model policy regarding officer involved shooting investigations. A resolution adopting the policy will be considered by the membership later in this meeting.

The Committee may be looking into the following three items as potential model policies: (1) guidelines for agencies taking reports of domestic violence and sexual assault in jurisdictions outside of the jurisdiction of the alleged offense; (2) voluntary drug take back programs; and (3) guidelines for the use of body cameras worn by officers.

Ed Holmes made the motion to approve the Model Policy Committee Report as presented. Richard Lathim seconded the motion. Motion carried.

SMALL AGENCY—BONNIE BOWERS

The Committee met yesterday, November 15. Most of the meeting focused on issues regarding training, and specifically Basic Law Enforcement Training through the WSCJTC. Discussion also occurred regarding crime lab fees.

The Committee would like to continue to support the conference scholarships.

Ken Hohenberg made the motion to approve the Small Agency Committee Report as presented. John Batiste seconded the motion. Motion carried.

UNIVERSITY POLICING—RANDY STEGMEIER

The Committee has been discussing the Occupy protesters. Thus far, college campuses have not experienced large-scale demonstrations.

The Foundation for Individual Rights of Expression (FIRE) has been brought to the attention of Western Washington University Police. This group claims Western Washington University's code of conduct violates students' right to expression. This is resulting in a re-write of the conduct code to lower standards of social behavior.

A number of campuses held active shooter training exercises over the summer and fall.

The Committee has also decided, although not unanimously, to support the Cougars over the Huskies in the upcoming Apple Cup.

John Batiste made the motion to approve the University Policing Committee Report as presented. Rick Kieffer seconded the motion. Motion carried.

LIAISON COMMITTEE REPORTS:**EXPLORERS—NO REPORT****TORCH RUN—NO REPORT****LINX—KEITH HAINES**

LInX NW will be integrating with FBI's N-DEx. The integration will allow for LInX users to access N-DEx with one user account. LInX NW is also connecting with LInX Alaska.

Thank you to all agencies for completing the annual LInX security audits. There was one agency that did not complete the audit. The LInX Governance Board unanimously decided to remove that agency from LInX.

Funding for LInX comes through the NCIS budget, via the Department of Defense. After 2015 the Department of Defense may not be able to fully fund LInX. The Governance Board is looking into cost sharing mechanisms to address this issue.

Please also continue to encourage members of your agencies to use LInX. And, thank you to all of the LInX NW partner agencies.

John Batiste made the motion to approve the LINX Committee Report as presented. Ken Hohenberg seconded the motion. Motion carried.

LEIRA—KAY POWNALL

LEIRA has been feeling the economic crunch. With that, there was not a LEIRA conference this past year. LEIRA did hold a number of regional training sessions.

LEIRA is shifting its training focus away from public disclosure as there are other opportunities for that training. The new training focus will be on CPLs, restraining orders, and accreditation.

LEIRA appreciates the continued support of Chiefs and Sheriffs and WASPC.

Steve Tomson made the motion to approve the LEIRA Committee Report as presented. Garry Lucas seconded the motion. Motion carried.

STANDING COMMITTEE REPORTS (CONTINUED):**BASIC LAW ENFORCEMENT TRAINING—OZZIE KNEZOVICH**

The WSCJTC is reviewing the new equivalency academy. If you have any information on how the academy is working please provide that information to the WSCJTC staff.

Driving simulators were provided to the WSCJTC. However, there was no budget for ongoing funding. The simulators are available, at a cost to agencies.

The Washington State Criminal Justice Training Commission is performing a Gap Analysis on the Basic Law Enforcement Academy. The Gap Analysis will help the Commission determine how close the current curriculum is to the actual duties performed by a Basic Police Officer. If you have any feedback please provide it to WSCJTC Staff.

The WSCJTC is looking at a comparison of original models to problem based learning models. This is looking into generational differences in training provided.

If you have not completed the survey regarding the concept of a Washington State Executive Leadership Academy, please do so.

Training on the four pillars of justice should be trained as frequently as firearms and use of force training. If effective communication is utilized, firearms and use of force training may not be necessary.

Garry Lucas made the motion to approve the Basic Law Enforcement Training Committee Report as presented. Ken Hohenberg seconded the motion. Motion carried.

NEW BUSINESS:**STRATEGIC INTENTIONS—ED HOLMES**

Highlights to the *Strategic Intentions* include:

- Work with the Criminal Justice Training Commission on the Justice Based Policing initiative; including, the presentation information to WASPC members.
- Develop a policy guiding endorsements and sponsorships.
- Split the Technology Committee from the Homeland Security and Intelligence Committee.
- Establish a standing Boating Safety Committee.
- Implement the plan to hire a full time staff position to oversee the Accreditation, LEMAP and Police Chief Selection Process programs.
- Task the Past Presidents Committee with researching retiree networking opportunities.

Also, at the 2012 Spring Conference, the Legislative Committee Chairs will be changing. The WASPC Vice President and President Elect will serve as the Committee Chairs. This will allow direct involvement in the Legislative Committee by the Board.

Paul Ayers made the motion to approve the 2011-2013 *Strategic Intentions* as presented. Ken Bancroft seconded the motion. Motion carried.

RESOLUTIONS—JON FEHLMAN

Resolution 2011-03 states:

WHEREAS, The members of the Washington Association of Sheriffs and Police Chiefs are assembled for the annual Fall Conference at the Campbell's Resort in Chelan, Washington, November 16, 2011; and

WHEREAS, It is the goal of WASPC to provide guidance for chief law enforcement executives on how to structure criminal investigations into officer involved critical incidents that are transparent and fair, and instill the public's confidence; and

WHEREAS, Maintaining the public's confidence in the investigation processes of officer-involved critical incidents is important for the long-term relationships of an agency and its community; and

WHEREAS, WASPC acknowledges there are two investigative formats, the criminal investigation and the administrative investigation or review, this model policy addresses the criminal investigation only, and should be used to establish which entity or persons shall conduct the criminal investigation; and

WHEREAS, WASPC has engaged its membership and legal advisors in the policy development process for the purpose of assisting WASPC members and their agencies in performing the best investigations possible; and

WHEREAS, WASPC recognizes there are other appropriate investigative models, (i.e. civilian monitoring) that help provide investigative transparency that are not detailed in this first version of this model policy; and

WHEREAS, the WASPC Model Policy Committee has developed and recommended the model policy regarding officer involved critical incident investigations;
NOW, THEREFORE, BE IT RESOLVED that the membership of the Washington Association of Sheriffs and Police Chiefs supports and adopts the following model policy: Officer Involved Critical Incident Investigations.

NOW, THEREFORE, BE IT FURTHER RESOLVED that WASPC will continue to review investigative procedures and amend the model policy as warranted.

Garry Lucas made the motion to adopt resolution 2011-03, Model Policy Regarding Officer Involved Critical Incident Investigations. Ed Holmes seconded the motion. Motion carried.

Resolution 2011-04 states:

WHEREAS, The members of the Washington Association of Sheriffs and Police Chiefs are assembled for the annual Fall Conference at the Campbell's Resort in Chelan, Washington, November 16, 2011; and

WHEREAS, The Washington Association of Sheriffs and Police Chief's recognizes the importance of regional intelligence system; and

WHEREAS, The goal of the intelligence analytical process is to prevent crime, including terrorist acts, and to facilitate the complete and successful investigation of crime if it occurs. Strengthening the intelligence and analytical process will strengthen law enforcement's ability to prevent crime and ensure a more efficient use of limited law enforcement resources; and

WHEREAS, A wide variety of criminal activity may precede a terrorist act. The discovery and interruption of this activity can prevent or disrupt a terrorist event. Therefore, the intelligence and analytical process must take an "all crimes approach" to terrorism prevention. Similarly, a wide variety of criminal activity is associated with conspiratorial, organized and gang criminal activity, necessitating the same "all crimes" approach; and

WHEREAS, The establishment of an integrated intelligence collection, analytical capacity, and a reporting and threat warning system must be a high priority for all local, state and federal law enforcement agencies operating within the state of Washington. This system must be cooperative in its development, must benefit all participants, and must respect and protect the civil liberties of all people and groups; and

NOW, THEREFORE, BE IT RESOLVED That the Washington Association of Sheriffs and Police Chief's support in principle the concept of a state-wide integrated intelligence system, as presented by the intelligence committee of the Washington Association of Sheriffs and Police Chief's, the Homeland Security Committee of the Emergency

Management Council, the Washington State Patrol, and Seattle field office of the FBI, and approved by the Executive Board of the Washington Association of Sheriffs and Police Chief's.

Steve Tomson made the motion to adopt resolution 2011-04, Statewide Integrated Intelligence System. Paul Ayers seconded the motion. Motion carried.

ANNOUNCEMENTS:

SPECIAL OLYMPICS—\$2,000 was raised at the WASPC Tuesday Lunch for the Special Olympics.

2012 INTERNATIONAL CONFERENCE FOR POLICE & LE EXECUTIVES—Washington is hosting the 2012 International Conference for Police & Law Enforcement Executives. The event will be held April 1-3 at the Sheraton Seattle Hotel.

ADJOURN:

With no further business the meeting was adjourned at 11:15 AM.