August 4, 2022

9:00 AM

Teams Meeting

**Members in Attendance:**

Sheriff Mark Anderson

Cassandra Burdyshaw

Evan Meenan

Brian Searles

Bill Sorrell

**Members Absent:**

None

**Other Attendees:**

Heather Simons – Executive Director Vermont Police Academy

Christopher Brickell – Deputy Executive Director Vermont Police Academy

Lindsay Thivierge – Vermont Police Academy

Jacob Humbert – Attorney General’s Office

Major Kevin Lane – Vermont State Police

**Call to order:**

Meenan called the meeting to order at 9:03 AM

**Motion to Approve the Minutes from the July 21, 2022 Committee Meeting:**

Meenan moved to approve the minutes. Anderson seconded. The minutes were approved.

**Review VSP feedback re proposed rules:**

In proposed Rule 5(g) reconsider transfering the authority to appoint subcommittees from the Executive Director to the Chair.

The Committee decided to recommend that the authority lie with the Executive Director who should have to consult with the Chair.

In proposed Rule 6(c) also grant the Executive Director operational control of employees, agents, instructional staff and consultants and change “Council employees” to “Vermont Police Academy employees.”

This is existing language in the rule. The existing rules contain two references to Council staff, one reference to Academy staff, and one reference to Council employees. Humbert opined that employees are employees of the Council and the Academy is a program of the Council. The Committee decided to recommend keeping the existing language and include the word “operational.”

In proposed Rules 8 and 25 reconsider the waiver limitations imposed on the Executive Director.

Existing Rule 18 already vests the authority to issue waivers to the Council and no one else. 20 V.S.A. § 2355(12) only permits the Executive Director to grant 60-day waivers. So, the changes were designed to avoid having to convene the full council. The Committee decided not to amend the proposed rules further.

In proposed Rule 28 reconsider permitting a subcommittee as opposed to the Executive Director to recommend procedures.

The Professional Regulation Subcommittee already recommended procedures, which the Council adopted. So, the changes in the proposed Rule are designed to ensure the rules reflect recent practice. The Committee decided not to amend the proposed rules further.

In proposed Rule 14 permit law enforcement agencies to administer the written examination with Vermont Police Academy Approval and add wording that applicants must pass the required polygraph examination.

The Committee considered these suggestions at its July 21, 2022 meeting.

**Continued review of feedback re proposed rules received during the July 5, 2022 Council meeting:**

Whether proposed Rule 14(c)(vii) should specify that the psychological “assessment procedure” must be one approved by the Council.

The Committee decided to say the “assessment procedure” should be approved by the Executive Director. But suggested the Entrance Testing Committee examine this issue and make recommendations to the Executive Director. Thivierge said that Committee is already evaluating this issue.

Whether proposed Rule 19 should specify that a waiver is required if someone wants to exercise Level III law enforcement authority after “completing a course of instruction and training which is equal to Vermont’s Basic Training Course for Level III Law Enforcement Officers, outside of Vermont.”

The Committee decided not to recommend any changes to the rule now because of the ongoing work of the other subject matter specific Committees and because the waiver rules already apply to Rule 19.

**Next meeting:**

None scheduled.

**Potential Future Agenda Items:**

To be determined if another meeting is scheduled.

**Motion to Adjourn:**

Meenan moved to adjourn the meeting. Searles seconded the motion. The motion passed unanimously.

The meeting adjourned at 10:15 AM.