



Administrative Progress Report (APR) May 2008

To: POST Commissioners and Advisory Committee Members

**From: PAUL A. CAPPITELLI
Executive Director**

The Administrative Progress Report (APR) is a monthly status report that informs POST Commissioners and the California law enforcement community of recent progress on POST projects and instructional programs under development, and other information of importance to our mission to continually enhance the professionalism of California law enforcement.

RESPONSE TO TERRORIST TAKEOVER COURSES IN DEVELOPMENT

The Counterterrorism Curriculum Committee met in April in Sacramento. The Committee identified the need for a series of three separate courses to address the threat of multiple, heavily-armed, highly-trained terrorists who take over a school, shopping mall, or other “soft” target. This emerging threat requires a multi-disciplinary response beyond the present “active shooter” response.

The Committee is creating a video to be included in an Executive Alert Briefing Series for law enforcement executives that will describe the background and development of the threat, liability issues, and the decision-making process conducted prior to an incident. In addition, an eight-hour inter-disciplinary course for first responders will be created to cover the history of takeover events and outline strategies and tactics for confronting this threat.

Also, a three-day blended learning course for Special Weapons and Tactics (SWAT), Explosive Ordinance Disposal (EOD), Crisis Negotiators (CN), and Incident Commanders will be created. The course will include an introduction to the background of terrorist takeover events, the present reality of the threat, and examine inter-disciplinary response options. Breakout sessions specifically addressing the four class groups (SWAT, EOD, CN, and Incident Commanders) will provide in-depth, individualized study.

Finally, the combined group will engage in a series of performance-based tabletop exercises that incorporate the Standardized Emergency Management System/National Incident Management System (SEMS/NIMS) in a multi-agency, inter-disciplinary response.

Questions about the courses addressing terrorist takeovers may be directed to Senior Consultant Don Lane, Homeland Security Training Program, at (916) 227-5562 or Donald.Lane@post.ca.gov.

TWO POST-INITIATED BILLS AFFECTING PEACE OFFICER SELECTION CONTINUE TO PROGRESS THROUGH STATE LEGISLATURE

Two proposals to amend laws involving the hiring of peace officers have found support in the state legislature. AB 2028, authored by Assemblyman Jose Solorio, Chair of the Assembly Public Safety Committee, and sponsored by POST, passed in the Assembly by a vote of 77-0. If enacted, AB 2028 will amend the California Fair Employment and Housing Act (FEHA) to permit the peace officer background investigation to be conducted after a conditional offer of employment has been extended. In doing so, background investigators will not need to bifurcate the investigations into a pre-offer phase addressing non-medical issues, and a post-offer phase investigating “medical” (e.g., history of illegal drug use, alcoholism) concerns. Experience has shown that separating the background investigation into pre-offer and post-offer phases is inefficient, ineffective, and a threat to public health and safety. POST continues to seek written expressions of support for this legislation in preparation for its introduction at the Senate Public Safety Committee on June 10, 2008. Letters of support should be directed to the Senate Public Safety Committee at FAX (916) 445-4688 with a copy sent to POST Legislative Liaison Bob Stresak at Bob.Stresak@post.ca.gov or FAX (916) 227-2801.

A second proposal, developed by POST staff, has been included in SB 1241, the California District Attorneys’ Association omnibus crime bill. The proposed legislation would update and broaden the criteria for judging the acceptability of United States private high schools to meet the peace officer educational standards described in Government Code Section 1031. Advanced United States college degrees (e.g., master’s degrees, doctorates), in addition to two-year and four-year degrees, would be accepted.

Questions about either of these legislative proposals may be directed to Supervising Personnel Selection Consultant Shelley Spilberg, Ph.D., Standards and Evaluation Services Bureau, at (916) 227-4824 or Shelley.Spilberg@post.ca.gov. Feedback on either proposal should be directed to Bureau Chief Bob Stresak, Legislative Liaison, at (916) 227-2085.

COMMAND COLLEGE GRADUATES CLASS 42 AND COMMENCES CLASS 45

On May 16, 2008, Command College Class 42 graduated with 22 students. The graduation ceremony was held at the Del Mar Doubletree Hotel. Captain Michael Reid of the Fresno Police Department was the class speaker. Award recognitions included Moshe Rubinstein, Ph.D., of the University of California, Los Angeles, who received the Outstanding Faculty Award; Lieutenant Greg Williamson (Bakersfield Police Department) who received the Dorothy Harris Award; and Captain Michael Reid (Fresno Police Department) who received the Hank Koehn Award.

Command College Class 45 commenced in Del Mar on May 18, 2008, with 21 students, including a civilian manager from the Fremont Police Department. Applications are currently being accepted for Class 46 which is scheduled to begin on December 7, 2008, in Sacramento.

Questions about the Command College may be directed to Senior Consultant Karen Lozito, Center for Leadership Development, at (916) 227-4892 or Karen.Lozito@post.ca.gov.

PEACE OFFICER SCREENING REGULATIONS AND GUIDELINES PRESENTED AT ANNUAL MEETING OF THE CONSORTIUM OF POLICE PSYCHOLOGICAL SERVICES

POST Consultant Shelley Spilberg, Ph.D. was an invited speaker at the 2008 Consortium of Police Psychological Services (COPPS) in Miami Beach, Florida. COPPS members include a diverse collection of psychologists from nationally recognized researchers to those working in private practice. The annual meeting provides members an opportunity to discuss emerging issues related to evaluation, intervention, ethics, and legislation in police psychology.

Dr. Spilberg spoke about recent developments regarding POST peace officer psychological screening requirements, guidelines, and practices. She also spoke about recent revisions to the POST background investigation requirements and procedures, and, in particular, the enhanced integration of all peace officer screening phases. Lieutenant Jesus Ramirez of the Miami-Dade Police Department (MDPD), who oversees the peace officer selection process for the MDPD, joined Dr. Spilberg in the presentation and provided a front-line perspective on the difficulties and challenges law enforcement agencies face in recruitment and hiring.

Questions about the Peace Officer Screening Regulations and Guidelines may be directed to Supervising Personnel Selection Consultant Shelley Spilberg, Ph.D., Standards and Evaluation Services Bureau, at (916) 227-4824 or Shelley.Spilberg@post.ca.gov.

FOURTH ANNUAL ICI DETECTIVE SYMPOSIUM CONDUCTED

On May 13-15, 2008, the Fourth Annual Robert Presley Institute of Criminal Investigation (ICI) Detective Training Symposium was conducted in San Diego. The Symposium was presented by San Jose State University, Administration of Justice Bureau and was attended by approximately 200 criminal investigators.

The Detective Symposium provides an opportunity for detectives to receive state-of-the-art investigative training and satisfy the continuing professional training requirement. The Symposium featured daily plenary sessions that identified lessons learned from major investigations and included break-out sessions on techniques for enhancing the quality of investigations.

Plenary sessions included presentations of the Virginia Tech Shootings, the Thunder Valley Casino case involving the murder of Christie Wilson, the kidnap and murder case involving seven-year-old Danielle van Dam, the San Joaquin corruption case, the attempted murder of Officers Jeff Cooper and Abram Yap, and the Jane Hylton homicide case.

Breakout sessions included such topics as organized retail crime, MySpace.com, NFL Fraud/Identity Theft, case preparation, street gangs, the Irvine serial burglaries, legal update, computer fraud forensics, and Beyond Google.

A highlight of the Symposium was the presentation of the Investigative Excellence Awards. The Investigative Excellence Awards were presented to eight individuals who were from police, sheriff, and district attorney investigative units. Common attributes of each recipient were perseverance, collaboration, creativity, resourcefulness, and interview and interrogation prowess.

In addition, POST staff distributed copies of the new DVD “Victims of Violence: A Guide to Help Bring Justice” to all attendees.

Questions about the ICI Detective Symposium or the ICI Program may be directed to Senior Consultant Tricia Chisum, Training Program Services Bureau, at (916) 227-4895 or Patricia.Chisum@post.ca.gov.

POST AWARDS CONTRACT FOR ONLINE ENVIRONMENTAL CRIMES COURSE

POST awarded the contract for development of the Cal/EPA Online Environmental Crimes Investigations course to BinaryLabs, Inc. Eleven bids were received in response to RFP 2208, Environmental Crimes Investigations Overview Web-Based Course. Course development is expected to begin in mid-June 2008.

The course will be a scenario-driven overview of the environmental crimes investigation process for law enforcement, focusing on the following topics:

- Civil and criminal codes that apply to environmental crimes
- Agencies that make up an environmental crimes task force
- How these agencies can assist in an environmental crime investigation
- Safety issues related to environmental crimes
- Search and seizure issues that arise in environmental crimes investigations

It is expected the course will be available on the POST Learning Portal in late 2008. Funding for course development is shared between Cal/EPA and POST.

Questions about the CalEPA Online Environmental Crimes course may be directed to Senior Instructional Designer Catherine Bacon, Training Program Services Bureau, at (916) 227-4546 or Catherine.Bacon@post.ca.gov.

STAFF ATTEND TRAINING FACILITY DEDICATION

Assistant Executive Director Mike DiMiceli and Senior Consultants Cliff Peppers and Steve Craig attended the dedication of the Sergeant Art Koch Police Training Facility, developed and operated by the Fairfield Police Department. The state-of-the-art training facility consists of 49,000 square feet including a 20-lane, 25-yard pistol range; a six-lane, 100-yard rifle range; a 3,200-square-foot room for weaponless defense training; multiple classrooms that can accommodate up to 100 students; a simulator training center with three driving simulators and one force-option simulator; and a 20-seat conference room.

The ceremony was attended by city and county officials, representatives of the U.S. Air Force from Travis AFB, representatives of allied law enforcement agencies, and members of the public. A guided tour of the facility followed the dedication ceremony.

The \$14M building, in planning for almost 12 years, was named for Sergeant Art Koch, the only Fairfield officer to die in the line of duty. The facility is located on Rex Clift Lane, a street re-named in memory of Fairfield's first police chief who started his career as the only officer in Fairfield and served as police chief from 1943 to 1958.

Questions about the training facility dedication may be directed to Assistant Executive Director Mike DiMiceli, Executive Office, at (916) 227-2808 or Mike.DiMiceli@post.ca.gov.

CALENDAR OF EVENTS ON THE POST WEBSITE

For security reasons, the POST Calendar of Events is located in the Flagship Network on the POST website. The Flagship Network is an electronic bulletin board for the Commission and sworn law enforcement personnel accessed through a user identification and password.

Information about obtaining access is located at http://www.post.ca.gov/library/p_ch/flagship_bb.asp. If you have access to the network but have forgotten your user identification or password, please send an email to clearinghouse@post.ca.gov.

LEGISLATIVE UPDATE - STATUS OF CURRENT LEGISLATION

The following are bills in Legislative Session 2007/08 on which the Commission has taken, or will consider taking, a position.

Bill # and Author	Title, Summary and Commission Position	Status of Bill
<u>AB 1769</u> (Galgiani)	Jury Service - Peace Officer Exemption: This bill exempts active peace officers from jury duty. Commission Position: None	Senate Public Safety 6/10/08
<u>AB 2028</u> (Solorio)	Fair employment: Peace Officers: Background Investigation: This bill would, notwithstanding existing law, allow a required background investigation into good moral character, including investigation into non-medical and non-psychological information, to be performed after a conditional offer of employment to be a peace officer to the extent not prohibited by federal law. Commission Position: Support	Senate Public Safety 6/10/08

Bill # and Author	Title, Summary and Commission Position	Status of Bill
<u>AB 2698</u> (Calderon)	<p>Career Technical Education: Peace Officer Standards and Training: This bill would require the Superintendent to coordinate the development of model curriculum standards for a career technical education course of study relevant to training to become a peace officer by January 1, 2010, and would require the Commission to work in consultation and coordination with the Superintendent to develop the model curriculum standards.</p> <p>Commission Position: Support</p>	<p>Assembly Appropriations (Held)</p>
<u>SB 1523</u> (Kuehl)	<p>Domestic Violence Victims: Limited English Proficiency: This bill would require that the written notice furnished to victims at the scene of domestic violence be translated in languages of each limited-English-proficient language. The bill would also require law enforcement agency policies to include timely, effective, and accurate communication with persons who have limited English proficiency.</p> <p>Commission Position: Oppose</p>	<p>Senate Appropriations 5/22/08 (Held)</p>
<u>SB 1531</u> (Correa)	<p>Peace Officer Training: Autistic Persons: This bill would specify that the Commission on POST develop a course on Autism Spectrum Disorder in consultation with designated entities, and distribute, as necessary, a training bulletin via the Internet to specified law enforcement agencies.</p> <p>Commission Position: Support</p>	<p>Assembly First Reading 5/27/08</p>
<u>SB 1770</u> (Padilla)	<p>Anti-Reproductive-Rights Crimes: This bill would require the Commission on POST to prepare guidelines establishing standard procedures that may be followed by law enforcement agencies in the investigation and reporting of cases involving anti-reproductive-rights crimes and require the Commission to distribute, as necessary, training bulletins, via the Internet, to law enforcement agencies that participate in the anti-reproductive-rights training.</p> <p>Commission Position: Support</p>	<p>Assembly to Committees on Health and Public Safety 5/28/08</p>