



**Pinellas Police Standards Council
Tampa Bay Regional Planning Council
4000 Gateway Centre Boulevard, Suite 100
Pinellas Park, FL**

Agenda: Wednesday, December 11, 2019 – 8:30 AM

1. **Call to Order** – Chairman David Hendry

2. **Approval of PPSC Minutes** – Draft Attached (requires motion and vote)

3. **Guest Speaker** –
 - ❖ Director Jim Fogarty invited Largo Police Officer Joel Quattlebaum to provide a brief overview of the proposed Pinellas County Dot Program.

4. **PASS Update** – Director Waters

5. **Committee Reports** –
 - ❖ Legislative Committee – Chief Haworth

 - ❖ Training – SPC Dean Brian Frank

 - ❖ Standards Review Committee – Chief Rob Vincent

 - ❖ Finance – Chief Rick Doyle

 - ❖ Pinellas County Safety & Emergency Services – Director Jim Fogarty

❖ Pinellas County Justice Coordination – Operations Manager Deborah Berry

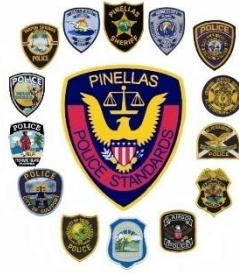
6. **New Business -**

7. **Old Business -**

8. **Roundtable -**

9. **Adjourn -** (requires motion and vote)

Next Meeting
Wednesday, January 8, 2020 – 8:30 AM
Tampa Bay Regional Planning Council
4000 Gateway Centre Boulevard, Suite 100
Pinellas Park, FL



**Pinellas Police Standards Council
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Wednesday, November 13, 2019 – 8:30 AM**

ATTENDANCE: Chief David Hendry (USF Police at St. Petersburg), Sheriff Bob Gualtieri (Pinellas County SO), Assistant Chief Mike Kovacsev (St. Petersburg PD), Captain Mary Farrand (Gulfport PD), Chief Michael Haworth (Pinellas Park PD), Chief Armand Boudreau (Treasure Island PD), Chief Dan Slaughter (Clearwater PD), Chief Luke Williams (PC Schools Police), Chief Rick Doyle (Belleair PD), Officer Joe Torch (Belleair PD), Investigator Rick Hart (SAO), Director Michael Dibugno (SPC College of Public Safety Allstate Center), Chief Jeff Undestad (Largo PD), Major Jeff Young (Tarpon Springs PD), SSRA Joe Boland (FBI), Chief Kevin Riley (Kenneth City PD), Captain Brian Unmisig (Pinellas Park PD), Chief Probation Officer Melissa Fuller (DJJ), Operations Manager Deborah Berry (PC Justice Coordination), Mr. Ken Burke (Clerk of the Circuit Court and Comptroller for Pinellas County) Executive Director Teresa Del Rio (Court and Operational Services), Dwight St. Clair (Pinellas County Clerk of Court), Manager Velym Anderson (Pinellas County Court & Operational Services), ASAC David Kamentz (ATF), Investigator Brian Lightfoot (PASS) and Director Mike Waters (PPSC)

1. **Call to Order** – Chairman David Hendry
2. **Approval of Previous Month PPSC Minutes -**
 - ❖ Chief Armand Boudreau introduced a motion to approve the October 9, 2019 PPSC Meeting Minutes and it was seconded by Chief Luke Williams. The Council unanimously approved the September PPSC Minutes.
3. **Guest Speakers – N/A**
4. **PASS Update** – Director Mike Waters
 - ❖ Director Waters stated PASS remains active with a steady flow of self-sponsored candidates, agency sponsored candidates, as well as EOT verifications.
 - ❖ Director Waters advised he recently sent out an e-mail request for department salaries for the annual PASS Salary Survey. He stated the deadline for submission is December 12, 2019. Director Waters stated he will present the survey at the January 8, 2020 PPSC Meeting for final review/approval prior to posting on the PASS website.

5. Committee Reports –

❖ Legislative Committee – Chief Haworth

- Chief Michael Haworth stated there are approximately 26 law enforcement related bills at this time heading for the 2020 Florida Legislative Session. He stated many of these bills carry significant changes within the law enforcement community and encouraged vigilance by law enforcement leaders. Sheriff Bob Gaultieri concurred with Chief Haworth's assessment and addressed the following bills:

SB 346: Prohibiting the imprisonment for longer than a certain time for persons who possess, purchase, or possess with the intent to purchase less than a specified amount of a controlled substance; authorizing a court to impose a sentence other than a mandatory minimum term of imprisonment and mandatory fine for a person convicted of trafficking if the court makes certain findings on the record; requiring that a custodial interrogation conducted at a place of detention in connection with certain offenses be electronically recorded in its entirety; revising the circumstances under which a wrongfully incarcerated person is eligible for compensation, etc.

Sheriff Gaultieri stated this bill just passed the Criminal Justice Subcommittee with zero votes against proceeding.

HB 453: Law Enforcement and Correctional Officers: Specifies allegation of misconduct may originate from any source; authorizes officer to bring action for injunctive relief if law enforcement or correctional agency fails to comply with specified provisions; provides presumption of irreparable harm.

Sheriff Gaultieri stated this legislative act deals with the Florida Law Enforcement Officer's Bill of Rights (Section 112) defined 180-day administrative investigative timeline for the completion. He stated this act seeks to remove the current language of the 180-day timeline starting when "a person authorized by the agency to initiate an investigation of misconduct" to "regardless of the allegation's origin". Sheriff Gaultieri stated the act further identifies injunctive relief against agencies failing to comply and provides a presumption of irreparable harm.

SB 520 Drones: Drones; Expanding the authorized uses of drones by law enforcement agencies and other specified entities for specified purposes, etc.

Sheriff Gaultieri stated the act was viewed favorably by the Criminal Justice Subcommittee, passing almost unanimously.

SB 114 Risk Protection Order (RPO): Redefining the term "petitioner" to include an individual who has a biological or legal parent-child relationship with, who is a legal guardian of, or who is a spouse or sibling of a respondent, etc.

Sheriff Gaultieri stated this legislative act is one to watch closely. He stated the current process places a law enforcement officer or law enforcement agency as the petitioner to the court for a risk protection order. Sheriff Gaultieri advised although having some public appeal, allowing other "defined individuals" direct petition to the court is problematic. He stated the legislative act revision has the potential to turn every Baker Act into a petition for RPO.

Pinellas County Clerk Ken Burke provided some insight to the potential origin of this legislative act. He stated according to the Florida Courts, the counties of Pinellas, Polk and Broward lead the state with RPOs. Mr. Burke stated after these three counties RPOs substantially (“huge drop off”) decrease throughout the remaining Florida counties. He stated he does not believe the counties of Pinellas, Polk and Broward are uniquely different than other Florida counties. Instead, he attributes the lack of RPOs may be more aligned with the perceived complexity and/or lack of understanding of RPOs. Mr. Burke stated RPOs are still relatively new within Florida and the passage of time should allow a greater understanding and use.

- ❖ Training – SPC Dean Brian Frank
 - Director Michael DiBuono advised the Florida Department of Law Enforcement has approved the use of sport utility vehicles for law enforcement training. He stated he is trying to obtain a SUV preference for training and asked the Council or their representative to send an e-mail with their department’s SUV preference.
- ❖ Standards Review Committee – Chief Rob Vincent
 - Chief David Hendry advised the SRC has two PASS applicant appeal reviews that will commence immediately after the PPSC meeting.
- ❖ Finance – Chief Rick Doyle
 - Chief Rick Doyle inquired if the Council presently had a format where potential outside donations could be made to support PASS operations. Sheriff Gualtieri advised he is unaware of any prior outside donations. He suggested the parameters and feasibility of receiving donations should be thoroughly researched prior to any acceptance. Chief Hendry offered the research can possibly be performed by the Standards Review Committee. The Council agreed and Chief Hendry stated he would report back the findings of the SRC. No time table was placed on the SRC for this endeavor.
- ❖ Pinellas County Safety & Emergency Services – Director Jim Fogarty
 - N/A
- ❖ Pinellas County Justice Coordination – Operations Manager Deborah Berry
 - N/A

6. **New Business -**

- ❖ Major Jeff Young announced that the Tampa Bay Area Chiefs of Police Education and Research Foundation 14th Annual Phil Lebid Memorial Golf Tournament will be held Monday, December 2, 2019 at the Avila Golf & Country Club.
- ❖ Chief Boudreau brought up for discussion the FPCA recent e-mail dissemination outlining a settlement agreement from the Florida Department of Highway Safety and Motor Vehicles. Sheriff Gualtieri stated FSS 316.2043 (Obstruction of public streets, highways and roads) has four sections and the Courts found FHP’s enforcement of section 2, 3, and 4 as unconstitutional. The Courts cited the “State” does not have a permitting process and therefore has no authority to enforce these sections. FHP is not restricted from enforcing section 1 of FSS 316.2043. Sheriff Gualtieri stated the Courts ruling has no Pinellas County applicability as the county has a permitting process.

- ❖ Pinellas Pasco State Attorney's Office Chief Investigator Rick Hart asked the Council to remind their department members of the importance of arriving prepared for SAO investigations. He stated the SAO has seen a recent trend of law enforcement officers not fully prepared (police reports, witness notifications, etc...) that cause delays in SAO filings.
- ❖ Mr. Ken Burke inquired about the possibility of leaving the court location blank on criminal traffic citations where "call of the court" is indicated. He stated the Clerk's Office would be responsible for notifying the offender of the court location and date. Sheriff Gualtieri stated this might be problematic as most agencies have/use electronic citations where the address is automatically populated. He stated he would check on the feasibility of this request and Mr. Burke thanked Sheriff Gualtieri.

7. Old Business -

- ❖ N/A

8. Roundtable -

- ❖ Director Waters announced the hiring of Dale Seiter as the replacement investigator for Ken Blessing's retirement. He advised Investigator Seiter will start December 2, 2019 and Investigator Blessing will perform training until December 20, 2019. Director Waters thanked Chief Robert Vincent for assistance on the interview board.

Director Waters stated Investigator Blessing served six years with PASS and his knowledge, experience and diligence to duty will be missed. He stated Ken Blessing is among one of the finest individuals he has ever had the pleasure to work with. He stated he knows those who have met and/or worked with Ken Blessing share this same view.

9. Adjourn -

Chief Williams and Chief Boudreau

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