

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature – Second Regular Session

COMMITTEE ON PEACE OFFICER EMPLOYMENT STUDY COMMITTEE

Report of INTERIM COMMITTEE Meeting
PEACE OFFICER EMPLOYMENT STUDY COMMITTEE
Monday, November 21, 2016
House Hearing Room HHR 5 -- 10:00 AM

Convened 10:03 AM
Recessed
Reconvened
Adjourned 11:46 AM

MINUTES RECEIVED
CHIEF CLERK'S OFFICE

11/21/16

Members Present

Representative Richard Andrade
Mr. Lon Bartel
Dr. Levi Bolton
Mr. Jimmy Chavez
Pastor Eric Jones
Pastor Rodger Loar
Captain John Ortolano
Mr. Steve Stahl
Senator John Kavanagh, Co-Chairman
Representative Tony Rivero, Chairman

Members Absent

Senator Lupe Contreras
Sheriff Mark Dannels
Mr. Marcel Spaulding
Mr. Gregory Wessell

Agenda

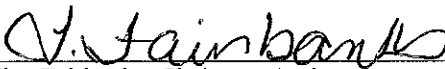
Original Agenda – Attachment 1

Presentations

<u>Name</u>	<u>Organization</u>	<u>Attachments (Handouts)</u>
Liam Maher	House Research	2
Liam Maher	House Research	3
Jack G. Lane	AZPOST	4
Chris Briggs, Assistant Police Chief	Glendale Police Department	No attachment

Attendance

5


Tina Fairbanks, Chairman Assistant
Monday, November 21, 2016

(Original attachments on file in the Office of the Chief Clerk; video archives available at <http://www.azleg.gov>)

convene 10:03am
adjourn 11:46am

Interim agendas can be obtained via the Internet at <http://www.azleg.gov/Interim-Committees>

ARIZONA STATE LEGISLATURE

INTERIM MEETING NOTICE OPEN TO THE PUBLIC

PEACE OFFICER EMPLOYMENT STUDY COMMITTEE

Date: Monday, November 21, 2016

Time: 10:00 A.M.

Place: HHR 5

AGENDA

1. Call to Order
2. Presentations:
 - Arizona Peace Officer Standards and Training
 - Practices on Recruitment/Retention, Glendale Police Department
3. Discussion on Peace Officers:
 - Retention
 - Training/Staff Development
 - Internal Communication
4. Public Comment
5. Adjourn

Members:

Senator Lupe Contreras
Senator John Kavanagh, Co-Chair
Lon Bartel
Dr. Levi Bolton
Jimmy Chavez
Sheriff Mark Dannels
Pastor Eric Jones
Pastor Rodger Loar

Representative Tony Rivero, Chairman
Representative Richard C. Andrade
Capt. John Ortolano
Marcel Spaulding
Steve Stahl
Gregory Wessel
Vacant
Vacant

11/16/16
JY

People with disabilities may request reasonable accommodations such as interpreters, alternative formats, or assistance with physical accessibility. If you require accommodations, please contact the Chief Clerk's Office at (602) 926-3032, TDD (602) 926-3241.



HOUSE OF REPRESENTATIVES

HB 2350

~~occupational disease; post-traumatic stress disorder~~

NOW: traumatic events counseling

Prime Sponsor: Representative Finchem, et al., LD 11

DPA S/E Committee on Military Affairs and Public Safety

DPA Caucus and COW

X As Transmitted to the Governor

OVERVIEW

HB 2350 stipulates that Post-Traumatic Stress Disorder (PTSD) of a peace officer is presumed to be a personal injury that is compensable pursuant to statute relating to workers' compensation.

PROVISIONS

1. Requires a state or political subdivision of the state to establish a program to provide a peace officer, firefighter or public safety employee up to 12 visits of licensed counseling, including telemedicine, paid for by the employer, if the employee was:
 - a. A peace officer exposed to use of deadly force or subjected to deadly force in the line of duty, regardless of whether the officer was physically injured;
 - b. A firefighter who witnessed the death of another firefighter while engaged in the line of duty; and
 - c. A public safety employee who:
 - i. Visually witnesses the death or maiming of one or more persons or visually witnesses the immediate aftermath of the death or maiming;
 - ii. Responds to or was directly involved in a criminal investigation of a dangerous crime against a child; or
 - iii. Requires rescue in the line of duty where one's life was endangered.
2. Stipulates that payment of licensed counseling by the employer does not create a presumption of a compensable mental injury, illness or condition related to worker's compensation.
3. Exempts state employers that provide a program to its public safety employees which:
 - a. Is paid for by the employer;
 - b. Provides licensed counseling for any issue and, in a case related to trauma experienced while in the line of duty, occurs on the request of the employee and in-person;
 - c. Offers at least six visits per year before July 1, 2017; and
 - d. Offers at least 12 visits per year after July 1, 2017.
4. Defines *licensed counseling and public safety employee*.
5. Adds a repeal date of January 1, 2023.

HB 2350

CURRENT LAW

A.R.S. 23-901.01 defines a peace officer, for the purposes of worker's compensation, as a full-time peace officer who was regularly assigned in hazardous duty as part of a special operations, special weapons and tactics, explosive ordinance disposal or hazardous materials response unit.

Yavapai County Constables Office - Prescott Precinct	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0			
Yavapai County Constables Office - Verde Valley Pre	1	0	0	1	0	0	1	0	0	1	0	0	1	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0			
Yavapai Cty Attorneys Office	5	0	0	5	3	1	7	0	0	7	1	2	6	1	1	6	0	1	5	0	0	5	0	1	4	1	0	5	0	0	0			
Yavapai Cty Sheriffs Office	126	15	11	130	23	16	137	23	18	141	2	15	129	2	7	124	19	16	127	17	13	131	17	14	134	13	17	130	12	11	131	13	17	
Yavapai-Apache Nation Police Department	12	1	1	12	6	3	15	2	0	17	2	6	13	0	1	12	3	1	14	5	7	12	12	5	1	14	5	5	14	6	3	17	3	4
Yavapai-Prescott Indian Police Departmen	8	2	2	8	1	0	9	2	2	9	3	4	8	3	2	9	3	2	10	4	4	10	2	4	8	5	4	9	3	0	12	1	1	
Youngtown Police Department	13	0	1	12	5	3	14	5	6	13	6	1	18	2	9	11	0	10	1	0	0	1	0	0	1	0	0	1	0	0	1	0	0	
Yuma County Attorneys Office	0	0	0	0	0	0	0	1	0	1	0	0	1	1	1	1	0	0	1	0	0	1	0	0	1	0	0	1	0	0	1	0	0	
Yuma County Constables Office	1	0	0	1	1	0	2	0	0	2	0	0	2	0	0	2	0	0	2	0	0	2	0	0	2	0	0	2	0	0	2	0	0	
Yuma Cty Sheriffs Office	77	13	16	74	12	11	75	12	9	78	26	9	95	7	2	99	10	6	104	8	10	101	8	12	98	10	10	98	7	11	94	14	13	
Yuma Police Department	155	25	16	164	25	19	170	26	23	173	17	30	160	5	8	157	25	18	164	16	16	164	28	17	175	29	23	181	20	30	171	24	17	

Ethics & Police Accountability

AZPOST Standards



Ethical Issues for Police Leaders

- Recruitment
- Declining applicant numbers
- Decreasing diversity of applicant pools
- Lack of community participation in the recruitment process

Arizona POST

The Arizona Peace Officer Standards and Training Board --- Statutory Authority to:

- Prescribe minimum qualifications:
 - Relating to physical, mental and moral fitness
 - Govern recruitment, appointment and retention

Background Requirements

- US Citizen
- 21 years of age
- HS, GED, or home schooled equivalency
- No felony convictions
- No dishonorable discharge - Armed Forces
- Never had certification revoked or voluntarily relinquished
- Never sold, produced, or transported narcotics, dangerous drugs, or marijuana

Background Requirements

- No illegal use of narcotics or dangerous drugs for past 7 years (no more than a total of 5 times, and no more than 1 time since age 21)
- No illegal use of marijuana for past 3 years (no more than 20 times total, and no more than 5 times since age 21)
- No pattern of abuse of prescription meds
- No sum of traffic violations that indicate a disrespect for safety of others
- Background Investigation
- Medical exam
- Polygraph

Juvenile Indiscretion

Agency Waiver Request to Board

- Juvenile Indiscretion:
- Conduct occurred when less than 18 years of age
- 10 years prior to application
- Has since consistently exhibited responsible, law-abiding behavior since conduct and application
- Immaturity contributed to indiscretion
- Not so egregious that public trust in the Law Enforcement profession would be jeopardized.

Drug Usage Agency Waiver Request to Board

- Drug usage outside experimentation:
- Duration & motivation for use
- Time elapsed since use, how obtained, how ingested
- Why use stopped, and any other factors agency head feels relevant to Board.



ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD

Consolidated Data Interface v. 5.5 (For Official Use Only)

Record Quick Search:
 Enter a name (LAST, FIRST) or POST ID number and click search:

You are a recognized user... Hello: AZPOST\jackl

APPOINTMENT STATUS			
Agendes	Appointed Count	SYEAR High	SYEAR Low
166	1493	14745	14459
at: 12:30 PM	at: 12:30 PM	on: 11-16-2011	on: 03-25-2016
		Down: -152	Up: 134
Appointed (I YTD)	Separated (I YTD)	Trending	Attrition Rate
1350	1408	Down: -0.40%	9.65%
Total Cadets	Sponsored	Open Enrollees	Pending Waivers
572	526	46	8

IN/OUT BOARD		
Members IN	Members OUT	In/Out Viewer
17	10	-click here-
at: 12:30 PM	at: 12:30 PM	

QUEUED E FORMS			
ALAS Forms	EM Forms	SC Forms	Processed (I YTD)
0	0	0	3901

COMPLIANCE			
SOI ALERTS:	Unassigned SOIs	Open SOIs	
0	0	158	
Waiting NFI Audits	Audits Marked Pending	Audits Completed (I YTD)	
83	112	3157	
Open Suspensions	Revoke Relinquish (I YTD)	Closed SOIs (I YTD)	
14	78	188	

ACADEMIES			
Open Classes	BF Forms	First Day Rosters	
18	1	0	
Dismissals	Schedules	Monthly Reports	
2	3	12	

TRAINING			
Pending Classes	Completed (I YTD)	Pending Spl Events	PAs (I YTD)
11	30	0	206

LARGEST AGENCIES						
Phoenix Police Department	AZ Department of Public Safety	Tucson Police Department	Mesa Police Department	Mariopca City Sheriff's Office	Pima City Sheriff's Department	Glendale Police Department
3011	1188	914	838	818	535	424

Set badge number for this session:

- [-PEOPLE OPTIONS-](#)
- [-ACADEMY OPTIONS-](#)
- [-AGENCY OPTIONS-](#)
- [-TRAINING OPTIONS-](#)
- [-COMPLIANCE OPTIONS-](#)
- [-SYSTEM ADMIN-](#)

Contact Information:

Jack G. Lane

Executive Director

Arizona Peace Officer Standards and Training

602-774-9350

PROFESSIONAL

ARIZONA STATE LEGISLATURE
 Fifty-second Legislature - Second Regular Session

INTERIM COMMITTEE ATTENDANCE RECORD

COMMITTEE ON PEACE OFFICER EMPLOYMENT STUDY COMMITTEE

CHAIRMAN: Representative Tony Rivero CO-CHAIRMAN: Senator John Kavanagh

DATE	11/21/16	/16	/16	/16	/16	/16
CONVENED	1003 am	m	m	m	m	m
RECESSED						
RECONVENED						
ADJOURNED	1146 am					
MEMBERS						
Representative Richard Andrade	✓					
Mr. Lon Bartel	✓					
Dr. Levi Bolton	✓					
Mr. Jimmy Chavez	✓					
Senator Lupe Contreras	—					
Sheriff Mark Dannels	—					
Pastor Eric Jones	✓					
Pastor Rodger Loar	✓					
Captain John Ortolano	✓					
Mr. Marcel Spaulding	—					
Mr. Steve Stahl	✓					
Mr. Gregory Wessell	—					
Senator John Kavanagh, Co-Chairman	✓					
Representative Tony Rivero, Chairman	✓					

✓ Present --- Absent exc Excused