



Arizona Peace Officer Standards and Training Board

2643 East University Drive Phoenix, Arizona 85034-6914 Phone (602) 223-2514 Fax (602- 244-0477

NOTICE OF PUBLIC MEETING AND AGENDA

March 17, 2021

10:00 a.m.

Following the recommendations from the Center for Diseases Control and Prevention (CDC), as well as the Governor's Executive Order 2021-05 and the continuation of Executive Order 2020-43, Slowing the Spread of Covid-19, physical attendance for this meeting will be limited to AZPOST Board members, necessary staff, agency heads requesting a petition for waiver and individuals or their attorneys who have a final action review. Board members, staff, agency heads requesting a review, and individuals or their attorneys who have a final action review, may attend electronically. The meeting will also be livestreamed and instructions for viewing will be posted on the AZPOST website.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Peace Officer Standards and Training Board endeavors to ensure the accessibility of its meetings to all persons with disabilities. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by calling the AZPOST main number at (602) 223-2514. Requests should be made as early as possible to allow time to arrange the accommodation.

Upon a vote of the majority of a quorum, the Board may vote to go into Executive Session pursuant to A.R.S. §38-431.03(A)(3) for the purpose of discussion or consultation for legal advice with the attorney or attorneys of the public body regarding any item on this agenda. The chair may take items out of order.

- A. Call to Order and Pledge of Allegiance
- B. Introductions, Presentations and Announcements
- C. Executive Director's Report

The Board may receive updates on any of the following Report items; it may discuss, provide direction or ask questions of the Executive Director on any of these items. The order of the Report is at the discretion of the Executive Director and the Chairman and may be revisited at any time during the meeting:

- Update on Budget
- Update on Communications with Law Enforcement Associations, Groups and Agencies
- Update on Staff and Personnel Issues
- Legislative Update
- Update on Barlow v. State of Arizona CV-20-01358

D. Consent Agenda

The following items make up the Consent Agenda. These items will be considered for approval as a single action; unless a Board member or any other interested party wishes to remove an item to be discussed.

- 1. Approval of Minutes:
February 17, 2021, Board Meeting
- 2. Review, discussion and possible action on Ministerial Actions. The following ministerial actions have been taken by staff upon Board instruction. By approving these items, the Board adopts and ratifies those actions:

- a. Certification Waivers. The following individuals have met the requirements of AZPOST Rule R13-4-110(D):

Devin Clarke	AZ Department of Public Safety
Mark Cooper	AZ Department of Transportation
Kevin Erb	Colorado City Marshal's Office
Daniel Oncea	Maricopa County Sheriff's Office
Jonathan Pifer	Lake Havasu City Police Department
Michael Smith	Scottsdale Police Department
Jeffrey Thompson	Peoria Police Department

- b. Consent Agreements for Voluntary Relinquishment/Denial of Peace Officer Certification for the following:

Jonathan A. Perez	21-025	Flagstaff Police Department
Steven F. Mingura	18-155	Graham County Sheriff's Office
Michael R. Carleton	20-136	Tempe Police Department
Samuel E. Johnson	16-140	Colorado City Marshal's Office

- c. Training Audit Deficiencies. The following individual is deficient in his required annual training for 2019. The Board shall restrict his certified status until this deficiency is corrected:

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E. Review, Discussion and Possible Action on 2019 Training Deficiencies for the San Carlos Recreation and Wildlife Service Department for the following individuals:

Houston Aday	Steven Rope
Isaiah Anderson	Tim Stevens
Zachary Ashkie	Jerald Thompson
Emerson Baylish	Daniel Vann
Anthony Duane	Jerrell Wilson
Jeremiah Dude	

- F. Review, Discussion and Possible Action on 2018 and 2019 Training Deficiencies for the Navajo Division of Public Safety for the following individuals:

2018 Deficiencies

Eldon J. Barton	Reeder V. Nez
Dallas A. Begay	Verna M. Nez
Farrell J. Begay	Leonard Redhorse
Rosalyn Benally	Shirley F. Sanisya
Rex B. Butler	Sheyenne S. Soriano
Arlinda N. Chischillie-Nez	Louis Stgermaine
Phillip B. Francisco	Gordon J. Toadlena
Michael Henderson	Dana D. Tome
Trevin A. Joe	Eric C. Williams
Ty B. Joe	Ernest D. Yazzie
Garrett B. Manygoats	Iris I. Yazzie
Vera A. Nelson	Tommy Yellowhair

2019 Deficiencies

Gregory Benally	Alvina J. Johnson
Hosteen J. Chester	Jonathan J. Johnson
Carolyn J. Clauschee	Grant Keams
Darwin C. Dooley	Emerson R. Lilly
Gary S. Franklin	Marilyn Littleben
Clinton Y. Gilbert	Henry K. Moore
Ferlando E. Gillis	Harold Moses
Rick J. Gravatt	Kevin L. Nakai
Joseph H. Gregg	Elroy Naswood
Calvin F. Guerro	Albert Nez
Kurtis N. Halkani	Ronald D. Silversmith
Eddie Halwood	Irene Six
Patrick L. Hull	Kara Tilden
Pamela A. Hurley	Alvernon R. Tsosie
Garrick Joe	Emmett G. Yazzie
Marwin Joe	Francis Yazzie
	Gilbert Yazzie

- G. Review, Discussion and Possible Action on a Request from the Governor’s Office for a copy of the Confidential Legal Advice Memorandum regarding New Board Member Orientation.
- H. Review, Discussion and Possible Action on the 2021 Five Year Review Report for A.A.C. Title 13 Public Safety Chapter 4.
- I. Review, Discussion and Possible Action on whether to seek a waiver of the Governor’s moratorium on rulemaking, and the process that would be involved. In accordance with Governor’s Executive Order 2021-02.

J. Review, Discussion and Possible Action to approve 42 Lesson Plan Revisions to Curriculum for Basic Training.

The Lesson Plans being revised are: 1) Stress Management, 2) Introduction to Criminal Law, 3) Laws of Arrest, 4) Search & Seizure, 5) Rules of Evidence, 6) Summonses, Subpoenas & Warrants, 7) Civil Process, 8) Administration of Criminal Justice, 9) Juvenile Law & Procedures, 10) Courtroom Demeanor, 11) Constitutional Law, 12) Substantive Criminal Law-Title 4, 13, 36, 13) Civil Liability Issues, 14) Homicide, 15) Assault & Related Offenses, 16) Kidnapping & Related Offenses, 17) Sexual Offenses, 18) Robbery, 19) Forgery & Related Offenses, 20) Credit Card Fraud, 21) Organized Crime and Fraud, 22) Obstruction of Public Administration, 23) Interference with Judicial and Other Proceedings, 24) Drug Offenses, 25) Sexual Exploitation of Children, 26) Patrol & Observation, 27) Domestic Violence, 28) Behavioral Health Crisis Response, 29) Impaired Driver Cases, 30) Physical Evidence Procedures, 31) Sex Crimes Investigations, 32) Investigation of Specific Crimes, 33) Narcotics & Dangerous Drugs, 34) Cultural Awareness, 35) Victimology, 36) Interpersonal Communications, 37) Crime Prevention, 38) Police and the Community, 39) Firearms Training, 40) High Risk Stops, 41) Defensive Tactics, 42) Vehicle & Pursuit Operations.

K. Final Action Cases – Review, Discussion and Possible Action

Accept, Reject, or Modify proposed Consent Agreement on the following case:

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| 1. Leo R. Buffa | 20-032 | Phoenix Police Department |
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Accept, Reject or Modify the Findings of Fact and Conclusions of Law and vote on appropriate disposition on the following cases:

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| 2. Matthew D. Glass | 20-022 | Scottsdale Police Department |
| 3. Aaron M. Brotherton | 20-160 | Maricopa County Sheriff’s Office |

L. New Cases – Review, Discussion and Possible Action

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| 1. Aaron D. Minor | 20-056 | Scottsdale Police Department |
| 2. Brandon D. Baeuerlen | 19-106 | Arizona State Parks |
| 3. Anthony R. Flores | 21-008 | Tucson Police Department |
| 4. Richard D. Gear | 20-161 | AZ Department of Public Safety |
| 5. Steven E. Gilbert | 20-146 | Gilbert Police Department |
| 6. Jordan M. Redd | 20-208 | Tempe Police Department |
| 7. Rene Algara | 19-170 | AZ Department of Public Safety |
| 8. Juan V. Espinoza | 20-214 | Fort Mojave Tribal Police Department |

M. Future Agenda Items

N. Adjournment

A copy of the agenda provided to the Board members is available for public inspection, at least 24 hours prior to the meeting, at the Arizona Peace Officer Standards and Training Board office, 2643 East University Drive, Phoenix, AZ.

Dated: March 8, 2021

ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD

By: 
Matt Giordano, Executive Director