

**MARYLAND POLICE TRAINING AND  
STANDARDS COMMISSION**  
**REDACTED Minutes – 10th Meeting – January 8, 2019**

**MEMBERS PRESENT**

Colonel William Pallozzi, Secretary, Department of State Police (Chair)  
Mr. Richard Gibson, Maryland State's Attorneys' Association  
Sheriff Timothy Cameron, representing the President, Maryland Sheriff's Association  
Mr. Vince Canales, Maryland State Fraternal Order of Police  
Captain W. Michael Crabbs, Community Policing Expert  
Mr. Miguel Dennis, Policing Standards Expert  
Sergeant Allison Ehart, Howard County Police Department, Regional Representative  
Dr. Michael Finegan, Mental Health Expert  
Chief Edward Hargis, President, Maryland Chiefs of Police Association  
Chief David Rice, Chairman, Maryland Municipal League Police Executive Association  
Chief John Nesky, President, Police Chiefs Association of P.G. County  
Sheriff Troy Berry, Charles County Sheriff's Office, Regional Representative (Vice-Chair)  
Sheriff Joseph Gamble, Wor-Wic Program Advisory Committee – Criminal Justice  
Chief Barbara Duncan, Salisbury Police Department, Regional Representative  
Mr. Gordon Johnson, Special Agent in Charge, Baltimore Office, Federal Bureau of Investigation  
Mr. Stuart Nathan, Assistant Attorney General, representing the Office of the Attorney General  
Lt. Colonel Margaret Barillaro, representing the Interim Police Commissioner, Baltimore Police Department

**MEMBERS ABSENT**

Ms. Gwendolyn Smith, representing the President of the Maryland Law Enforcement Officers, Inc.  
Mr. Matthew Alonsozana, Citizen of the State  
Mr. Marcus Pollock, Citizen of the State  
Mr. Michael A. Jackson, State Delegate  
Mr. Curt Anderson, State Delegate  
Mr. Michael Hough, State Senator  
Vacancy, State Senator

**STAFF PRESENT**

Tracey Hyatt, Compliance Specialist  
Maryann Foxwell, LDI Director  
Claude Nelson, Maryland Community Crime Prevention Institute  
Robert Wagner, Director of Police Training  
Jennifer Beskid, Grants Coordinator  
Katie Johnson, Registrar  
Karen J. Kruger, Executive Director, Public Safety Education and Training Center  
Albert L. Liebno, Jr., Deputy Director  
Lewis Pindell, Media Specialist  
Michelle Wilson, Assistant Attorney General  
Jeanne Chenoweth, Recorder

**GUESTS**

Keith Hicks, Training Directors Association  
Lt. Jim Phillips, Anne Arundel County Police Department  
Wesley Forchion, Maryland State Police

Matt Crisafulli, Worcester County Sheriff's Office  
Mark Titanski, Worcester County Sheriff's Office  
Scot Hopkins, Frederick County Sheriff's Office  
Capt. Rob Marconi, Maryland Natural Resources Police  
Sgt. Matt Corell, Baltimore Police Department  
Dr. Jack Leeb  
Kerrick Thomas, Maryland Department of Health  
Jim Lewis, OAG  
James Pyles, Maryland Department of Health  
Patrick Morris, Maryland Department of Health  
Kevin Grove, Frostburg City Police  
Bob Flanigan, Frostburg City Police  
Nicholas Costello, Frostburg City Police  
Lt. Ronald Hinson, Cambridge Police Department  
Sgt. Greg McCray, Cambridge Police Department  
Capt. John R. Stitchberry, Jr., Dorchester County Sheriff's Office  
1<sup>st</sup> Sgt. Duane Urban, MDTA Police  
Dr. Steve Curran, Atlantic OccuPsych  
Lt. Paugh, Easton Police Department  
Sgt. Gordon Lee, Easton Police Department  
Chief David Spencer, Easton Police Department  
John Moses, Eastern Shore Criminal Justice Academy  
Ross Buzzuro, Ocean City Police Department  
Tod Richardson, Wicomico County Sheriff's Office  
Elton Harmon, Ocean City Police Department  
Rick Moreck, Ocean City Police Department  
Chris Mullaney, Frostburg City Police  
Percy Alston, P.G. Community College Academy  
Brendan Mahaney, Senator Hough's Office  
Matthew DeMarino, Harford County Sheriff's Office  
Scott Walter, Harford County Sheriff's Office

Colonel William Pallozzi called the 10th meeting of the Police Training and Standards Commission (PTSC) at the Public Safety Education and Training Center to order at 10:04 a.m. A quorum was present. Colonel Pallozzi welcomed everyone and asked those present to introduce themselves.

The agenda was as follows:

1. Approval of Minutes – October 3, 2018
2. Facility Report
3. Legal Issues
4. Old Business
  - a) Update on Job Task Analysis
  - b) Final Approval of Amendment to COMAR 12.04.01.01 and 12.04.01.04, Mental Health Professional Definition and Physical and Mental Health Examinations
  - c) Final Approval of COMAR 12.04.07 – SWAT Regulations
  - d) Citizen Complaint Process
  - e) Community Policing
  - f) Marijuana Use Subcommittee Update

5. New Business
  - a) CBD Oil
  - b) Transportation of Drugs by Personnel of Authorized Dispensary
6. Request for Waiver of Prior Substance Abuse Standards for Recertification
7. Request for Waiver of Prior Substance Abuse Standards for Certification
8. Request for Waiver of Selection Standards for Certification
9. Request for Waiver of Selection Standards for Certification

**1. Approval of Minutes – October 3, 2018**

Colonel William Pallozzi asked the Members to review the minutes of the 9th meeting of the Police Training and Standards Commission.

**A MOTION to approve the minutes from the October 3, 2018 meeting of the Police Training and Standards Commission was made by Mr. Vince Canales: SECONDED: Chief Edward Hargis. The MOTION carried.**

**2. Facility Report**

Mr. Albert Liebno, Deputy Director of the Police and Correctional Training Commissions, directed the Members to the report included in the binder which reviewed the activities at the Center during the past quarter. Mr. Liebno updated the members on the status of audits being done by the Certification Unit and introduced them to Ms. Tracey Hyatt, the Acting Compliance Officer. He also informed the members that the police academy formerly operated by the Hagerstown Community College has been revamped and will be reopening and operating as the Washington County Police Academy. The staff will include members of the Washington County Sheriff's Office and the Hagerstown Police Department. Mr. Liebno also explained that the two million dollars to be provided annually to the Commission under House Bill 24 is still pending and that the funds are expected to be made available later in this fiscal year.

**3. Legal Issues**

Assistant Attorney General Michelle Wilson stated there were no legal updates.

**4. Old Business**

**a) Update on Job Task Analysis**

Colonel Pallozzi stated that the updated Job Task Analysis is on hold while awaiting the two million dollars provided by House Bill 24. Mr. Liebno explained that procurement has informed him that the IRF is in the final draft stages and will hopefully be presented for proposals and bids in the near future. An update will be given at the next meeting.

**b) Final Approval of Amendment to COMAR 12.04.01.01 and 12.04.01.04, Mental Health Professional Definition and Physical and Mental Health Examinations**

Mr. Liebno stated that the several comments were received regarding the publication of the amendments to the mental health professional definition and the physical and mental health examinations regulations. Ms. Jennifer Beskid referred the members to the document in the binder and gave an overview of the comments received along with the proposals to satisfy the comments.

Presentations were made by Dr. Steve Curran and Dr. Jack Leeb on their recommendations for the amendments. Members commented on the needs of their agencies and how the amendments would affect them as well as the need for best practices as compared to minimum standards.

Because of the challenges these amendments were raising, Colonel Pallozzi suggested that it might be in the best interest of all agencies for staff to revisit the proposed amendments, taking into consideration the concerns that have been raised.

*Recorders Note: Lt. Colonel Margaret Barillaro, representing Interim Police Commissioner Gary Tuggle, joined the meeting at 10:15 a.m.*

**A MOTION to Table and Re-evaluate the Amendments to COMAR 12.04.01.01 and 12.04.01.04, Mental Health Professional Definition and Physical and Mental Health Examinations was made by Mr. Vince Canales: SECONDED: Sheriff Timothy Cameron. The MOTION carried.**

Colonel Pallozzi reminded the members that the amendments, when rewritten, would need to be re-published in the Maryland Register for comment.

**c) Final Approval of COMAR 12.04.07 – SWAT Regulations**

Mr. Liebno stated that, as a result of 2016 legislation, the Commission was tasked with coming up with best practices and regulations for training requirements for SWAT and No Knock Warrant teams. He referred the members to the document in the binder. As a result of the proposed regulations being published in the Maryland Register, numerous comments were received from fourteen different departments. Mr. Liebno asked Ms. Jennifer Beskid to give an overview of the comments and concerns received.

Upon questioning, Lt. Jim Phillips from the Anne Arundel County Police Department reviewed that the workgroup addressing the proposal of these amendments consisted of a conglomeration of representatives from Anne Arundel County, Maryland State Police, Natural Resources Police, MTAP, Howard County, Prince George's County and Baltimore City. Lt. Phillips reviewed some of the considerations taken when drafting the document which was published, including minimum standards and best practices. He suggested, because of the numerous agency representatives attending the meeting today, they get together at the close of this presentation to identify the areas of concern. Sheriff Timothy Cameron thanked the workgroup and asked that the document be refined considering minimum standards and to include the smaller agencies and their concerns in the discussions as they re-draft the proposal. It was suggested that the next meeting of the workgroup be set up by staff and sent out through the Maryland Chiefs of Police Association and the Maryland Sheriff's Association so that all agencies are aware of the meeting date and time.

**A MOTION to Table and Send the COMAR 12.04.07 – SWAT Regulations Proposal Back to the Workgroup to Re-Draft was made by Sheriff Timothy Cameron: SECONDED: Mr. Vince Canales. The MOTION carried.**

**d) Uniform Citizen Complaint Process**

Mr. Liebno reminded the members that in July of 2018, the Commission adopted a Uniform Citizen Complaint Process as required by House Bill 1016. He stated that this document has been published on the agency website. Mr. Liebno stated that the Maryland Chiefs of Police Association legal advisors have recommended some language changes from a legal perspective. He referred the members to the proposal in the binder and advised that this document would replace the current document but does not change the process or the requirements previously approved by the Commission.

**A MOTION to Adopt the Revised Uniform Citizen Complaint Process Document was made by Sheriff Timothy Cameron: SECONDED: Chief David Rice. The MOTION carried.**

Mr. Liebno stated that the updated documents would be posted on the MPCTC website.

**e) Community Policing**

Mr. Albert Liebno referred the members to the documents in the binder. He stated that the documents being presented are recommendations for changes to the previously approved Community Policing guidelines and reporting process which would be effective in 2019. Mr. Liebno stated that Captain Michael Crabbs, the Commissions Community Policing Expert, has given favorable feedback. He further stated that the new process clarifies to the agencies exactly what they need to report on and gives them a reporting format template. Mr. Liebno informed the members that three dates, in various regions, have been identified to actually provide training to those agencies who request it.

A discussion was had as to whether or not it was appropriate to include the Six Pillars identified by the President's Task Force on 21<sup>st</sup> Century Policing.

**A MOTION to Adopt the Revised Community Policing Reporting Process for 2019 as presented was made by Mr. Richard Gibson: SECONDED: Mr. Miguel Dennis. The MOTION carried.**

**f) Marijuana Use Subcommittee**

Colonel Pallozzi stated there was no update from the Marijuana Use Subcommittee. He explained that, because previous volunteers were no longer on the Commission, new volunteers would be needed to work with Sheriff Berry to identify standards that meet both State and Federal requirements.

**5. New Business**

**a) CBD Oil**

Mr. Albert Liebno referred the members to the document in the binder regarding CBD Oil, which also had been sent out to members earlier for their review. He explained that this subject relates to the next issue which will be presented to the Commission regarding an applicant's use of CBD Oil. Mr. Liebno reminded the members that it has been the standing of the Commission that any use of marijuana is illegal based on federal statute. He stated that research on CBD Oil indicates it could contain traces of THC, the active ingredient in marijuana. Mr. Liebno asked the members how staff should handle applicants who have used CBD Oil.

A discussion was had as to the difference in the types of CBD Oil that can be purchased on-line and what the ingredients are. This issue was tabled pending the next meeting of the Marijuana Use Subcommittee.

**b) Transportation of Drugs by Personnel of Authorized Dispensary**

Mr. Liebno explained that the issue of transporting marijuana by personnel of an authorized marijuana dispensary falls into the same category as the previous CBD Oil issue. He asked if the members wanted to allow staff to certify those applicants or if the Commission wanted to hear these issues on a case by case basis.

Mr. Vince Canales reminded the members that there is a Cannabis Commission that has established guidelines within Maryland for individuals to properly transport marijuana. He further clarified that those employed by dispensaries to transport marijuana are properly screened and drug tested as required by the Cannabis Commission.

A discussion followed as to who is legally allowed to transport medical marijuana and which applicants should be approved for certification.

Members agreed to table this issue until additional information can be gathered.

Colonel Pallozzi announced that the next item would be heard in Closed Session.

*Recorders Note: Ms. Chenoweth read the COMAR closed session regulation into the record.*

**A MOTION was made by Sheriff Joseph Gamble to adjourn to a Closed Session: SECONDED: Chief David Rice. The Motion carried unanimously.**

*The meeting adjourned to a Closed Session at 12:15 p.m.*

*Recorder's Note: Mr. Gordon Johnson left the meeting at 12:15 p.m.*

**6. Request for Waiver of Prior Substance Abuse Standards for Recertification**

**A MOTION to Grant a Waiver of Prior Substance Abuse Standards for Recertification was made and SECONDED: The members were polled to record their votes. The MOTION carried.**

Colonel Pallozzi invited the parties back into the meeting and informed them of the decision.

**7. Request for Waiver of Prior Substance Abuse Standards for Certification**

**A MOTION to Grant a Waiver of Prior Substance Abuse Standards for Certification was made and SECONDED: The members were polled to record their votes. The MOTION carried.**

Colonel Pallozzi invited the parties back into the meeting and informed them of the decision.

**8. Request for Waiver of Selection Standards for Certification**

**A MOTION to Deny a Waiver of Selection Standards for Certification was made and SECONDED: The members were polled to record their votes. The MOTION carried.**

Colonel Pallozzi invited the parties back into the meeting and informed them of the decision.

**9. Request for Waiver of Selection Standards for Certification**

**A MOTION to Deny a Waiver of Selection Standards for Certification was made.**

The Motion was not seconded and the Member subsequently withdrew the Motion.

**A MOTION to Table the Request for a Waiver of Selection Standards for Certification and Request Additional Information was made and SECONDED: The members were polled to record their votes. The MOTION carried.**

Colonel Pallozzi invited the parties back into the meeting and informed them of the decision.

**A MOTION was made by Chief David Rice to adjourn to an open session: SECONDED: Sheriff Timothy Cameron. The MOTION carried.**

*Recorder's Note: This concluded the closed session. The meeting adjourned to an open session at 1:32 p.m.*

Colonel Pallozzi announced the outcome of the issues voted on during the closed session. He asked if there were any additional comments or concerns before adjournment. There were none.

**A MOTION to adjourn was made by Mr. Miguel Dennis: SECONDED: Sheriff Joseph Gamble. The MOTION carried. The meeting adjourned at 1:34 p.m.**

These "minutes" are a synopsis of the Commissions' discussions and decisions and not a verbatim rendering of the proceedings.