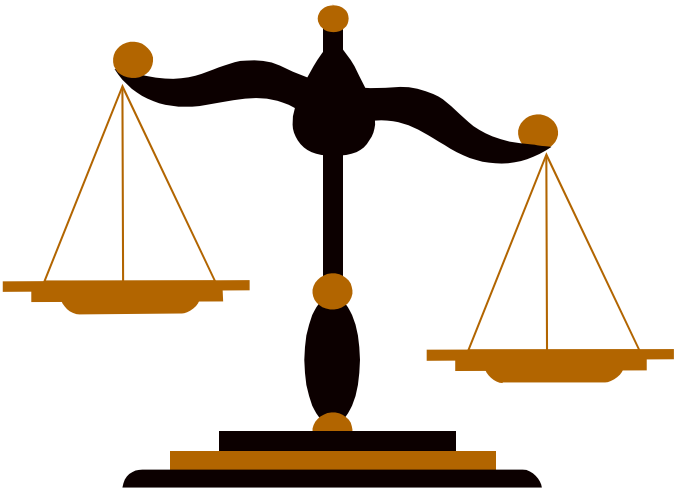
May 12, 2022

CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION MEETING

WYNDHAM GRAND JUPITER AT HARBOURSIDE PLACE JUPITER, FLORIDA

AMENDED 05/5/2022



Florida Department of Law Enforcement
Commissioner Mark Glass

Criminal Justice Professionalism
Director Dean Register

Criminal Justice Standards and Training Commission

Chairman Tommy Ford
Bay County Sheriff's Office

Vice-Chairman Michael L. Allen
Polk County Sheriff's Office

Criminal Justice Standards and Training Commission Meeting Meeting Dates: May 9 – 12, 2022	Wyndham Grand Jupiter at Harbourside Place 122 Soundings Avenue Jupiter, FL 33477 Front Desk: 561-273-6600 Front Desk Fax: 561-273-6699

Monday – Thursday, May 9 – 12, 2022		
FDLE Command Center	7:00 a.m. – 6:00 p.m.	Loggerhead
FDLE Staff Information Area – Kim Rowell	8:00 a.m. – 6:00 p.m.	Pre-Function Area
Monday, May 9, 2022		
Officer Discipline Class	8:00 a.m. – 5:00 p.m.	Dunes A
"New" Training Center Director's Orientation (at TCD Chair Discretion)	5:00 p.m. – 6:00 p.m.	Canceled
Tuesday, May 10, 2022		
Officer Discipline Class	8:00 a.m. – 5:00 p.m.	Dunes A
Field Services Staff Meeting	8:30 a.m. – 12:30 p.m.	Preserve C
Training Center Director Scholarship Committee Meeting (Members Only) Training Center Director Executive Board Committee Meeting (Members Only) Training Center Director Steering Committee Meeting (Members Only)	10:30 a.m. – 11:00 a.m. 11:00 a.m. – 1:00 p.m. 1:00 p.m. – 3:00 p.m.	Osprey
Regional Criminal Justice Selection Center Directors Association Meeting	2:00 p.m. – 3:00 p.m.	Dunes B
Training Center Director Basic Recruit Committee Meeting	3:00 p.m. – 4:00 p.m.	Dunes B
Training Center Director Advanced / Specialized Training Committee Meeting	3:00 p.m. – 4:00 p.m.	Preserve C
Training Center Director High Liability Committee Meeting	3:00 p.m. – 4:00 p.m.	Beacon
Training Center Director Rules Committee Meeting	3:00 p.m. – 4:00 p.m.	Pelican
Training Center Director Open Forum	4:00 p.m. – 5:30 p.m.	Preserve C
Wednesday, May 11, 2022		
Officer Discipline Class	8:00 a.m. – 5:00 p.m.	Dunes A
Training Center Directors Association Business Meeting	8:30 a.m. – 10:00 a.m.	Preserve Ballroom
Probable Cause Determination Hearings	10:00 a.m. – 5:00 p.m.	Dunes B
Chairman Briefing - (FDLE STAFF, CHAIRMAN, & ATTORNEY)	2:30 p.m. – 4:00 p.m.	Loggerhead
Thursday, May 12, 2022		
Officer Discipline Class	8:00 a.m. – 12:00 p.m.	Dunes A
Criminal Justice Standards & Training Commission Business Meeting	8:30 a.m. – 10:00 a.m.	Preserve Ballroom
CJST Commission Officer Discipline Hearings	10:00 a.m. – 5:00 p.m.	Preserve Ballroom

Meeting Rooms are subject to change.

HOTEL INFORMATION

Hotel Name and Address:	Wyndham Grand Jupiter at Harbourside Place 122 Soundings Avenue, Jupiter, Florida 33477
Hotel's Website:	http://www.wyndhamgrandjupiter.com
Front Desk Telephone:	(561) 273-6600 Fax Number: (561) 273-6699
Guestroom Rate:	$149.00 per night plus applicable taxes for King or Queen, Deluxe Room Plaza View. The group rate includes the following amenities: Bottled Water, Free Wi-Fi (high-speed), HDTV In-Room Safe, Coffee, and tea maker with complimentary coffee and tea, and a mini-refrigerator. A credit card guarantee is required on all reservations. A deposit is not needed for the confirmation of your reservation.
Group Rate Available:	May 8 – 13, 2022, based on availability, Wyndham will honor the two days before the event date or after the event at the group rate.
Reservation Deadline:	April 22, 2022 before 4:00 p.m.
Check-in/Check-out:	Check-in: 4:00 p.m. and Check-out: 11:00 a.m. Early check-in is available upon request. There is no early departure fee with notification at the front desk at check-in. No hotel service fee. If you need a late check-out, please make your request at the front desk.
Cancellation Policy:	Cancellations not made within 72 hours by arrival date will forfeit one night's room and tax. No shows and no calls are included.
Reservations Group Code and Group Name:	Criminal Justice Standards & Training Commission Meeting
Reservation by Telephone:	(561) 273-6668 Call Monday – Friday between 8:00 a.m. - 5:00 p.m. and not on the weekends, or you may be transferred to the 800 number (third party), and they cannot see our room block.
Reservation by Email:	Wyndhamgrandjupiterreservations@wyndham.com
Hotel Parking:	Indoor garage complimentary self-parking is available for hotel guests. Valet parking is available for a daily fee of $15.00. If you are not staying at the hotel, the following parking fees will apply: There is no charge for parking for the first 2-hours; 3-hours of parking will be charged $3.90; after 3 hours, an additional .65 cents per 20 minutes, the maximum rate is $15.00.

NOTE: The hotel is fully operational, and guests are not required to wear a mask or Vaccine Mandates.

If you have questions about the Commission meeting agenda, please contact Kim Rowell at (850) 410-8662 or by e-mail at kimberlyrowell@fdle.state.fl.us. If you have questions about hotel accommodations, please contact Cheryl Taylor at (850) 410-8657 or via email at cheryltaylor@fdle.state.fl.us. If you have questions regarding the Officer Discipline Training Course please contact Raven Davis at (850) 410-8793 or by e-mail at RavenDavis@fdle.state.fl.us. If you have questions about the Officer Discipline Agenda please contact Sissy Beggs at (850) 410-8632 or by e-mail at sissybeggs@fdle.state.fl.us. The Commission packet can be viewed or downloaded after April 26, 2022, at: http://www.fdle.state.fl.us/CJSTC/Commission/CJSTC-Home.aspx

MAY 12, 2022

CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION MEETING BUSINESS AGENDA

8:30 A.M.

The Commission packet can be viewed at:
http://www.fdle.state.fl.us/CJSTC/Commission/CJSTC-Home.aspx

Business Meeting Called to Order	Chairman Tommy Ford
Posting of Colors	Jupiter Police Department Honor Guard
Pledge of Allegiance	Director Vince Morton Palm Beach State College, Criminal Justice Institute
Officers Killed in the Line of Duty	Corrections Officer Michael Preston Taylor Sumter County Sheriff's Office *EOW: August 16, 2021* Deputy Sheriff Harry R. Cieszynski Brevard County Sheriff's Office *EOW: August 23, 2021* Corrections Officer William Jackson Prevatt Sumter County Sheriff's Office *EOW: September 2, 2021*
Invocation	Chaplain Randy Wallin Jupiter Police Department
Security	Trooper Jerome Grant, Trooper Jennifer Villarin, and Trooper Anibal Thomas Antonio of the Florida Highway Patrol
Welcome/Introductions	Chairman Tommy Ford
Roll Call	Commission Secretary Kim Rowell
Sunshine Law	Commission Attorney Nick Cox
Approval of the May 12, 2022, Business Agenda	Commission Secretary Kim Rowell
Approval of the February 17, 2022, Commission Meeting Minutes	Commission Secretary Kim Rowell
Resolutions: • Commissioner Jennifer Sandman • Commissioner William Prummell • Commissioner Carol Casimir **(Addendum 5-5-2022)** • Government Analyst II Sara Clausen • Training and Research Manager Judd Butler	Commission Secretary Kim Rowell
Training Center Directors' Association (TCDA) Chairman Remarks	Chairman Jay Romine Manatee Technical College Criminal Justice Academy

Criminal Justice Selection Center Director's Association Chairman Remarks — Director Paul Kiley, Miami-Dade College

1. **Criminal Justice Professionalism Update** — Director Dean Register

2. **Criminal Justice Standards and Training Trust Fund Officer Training Monies:** — Bureau Chief Glen Hopkins

   A. Criminal Justice Standards and Training Trust Fund Revenue Report for Fiscal Year 2021 - 2022

   B. Trust Fund Audit Recommendations:
   Region XVI for Fiscal Year 2019 – 2020 and
   Regions III, VII, IX, XI, and XV for Fiscal Year 2020 - 2021

   Perfect Audits:

   - Pat Thomas Law Enforcement Academy, Public Safety Institute
   - Criminal Justice Academy of Osceola
   - Volusia Sheriff's Office Training Academy
   - Hillsborough Community College, Criminal Justice Institute
   - St. Petersburg College, Southeastern Public Safety Institute
   - Florida Department of Highway Safety and Motor Vehicles, Florida Highway Patrol Training Academy

   NOTE: The Perfect Audits will be presented during the May 11, 2022, TCDA Business Meeting.

   C. Operating Budget Requests for the Fiscal Year 2022 - 2023

3. **Results of the 2021 Criminal Justice Training School Customer Satisfaction Survey** — Bureau Chief Glen Hopkins

4. **Criminal Justice Agency Profile (CJAP) Report for 2021** — Bureau Chief Glen Hopkins

5. **Officer Training: Specialized Training Programs; Victims of Sexual Offenses, course 1418 (New)** — Bureau Chief Ashley Pennington

6. **Request for Variances or Waivers of Rules** — Bureau Chief Glen Hopkins

   A. Petition for a Permanent Waiver of Rule 11B-27.002(4)(a), F.A.C., by James Gray

   B. Petition for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by Landy Joseph

   C. Petition for a Permanent Waiver of Rule 11B-27.002(4)(a), F.A.C., by Chun Yu Daniel Shih

   D. Petition for a Permanent Waiver of Rule 11B-35.002(6)(a), F.A.C., by Vishal Singh

   E. Petition for a Permanent Waiver of Rule 11B-30.006(2)(a), F.A.C., and Rule 11B-35.002(6)(a), F.A.C., by Shakecha Hall

   F. Petition for a Permanent Waiver of Rule 11B-35.0024(2)(a), F.A.C., by Director Nicole Taylor of the Florida Department of Corrections, Florida Corrections Academy

   G. Petition for a Permanent Waiver of Rule 11B-27.002(4)(a), F.A.C., by Christopher Alexander

H. Petition for a Permanent Waiver of
Rule 11B-27.00213(4), F.A.C., by Antoinette Hearring **(Amended 5/5/2022)**

I. Petition for a Permanent Waiver of
Rule 11B-27.00213(4), F.A.C., by Brent Earnest **(Amended 5/5/2022)**

7. Voluntary Relinquishments — Bureau Chief Glen Hopkins

-GENERAL INFORMATION AGENDA ITEMS-

*Agenda Items **A. through J.** are general informational items that do not require Commission action. If Commission members need to discuss any of these agenda items, the chair will entertain a Commission member's request to do so.*

A.	**Criminal Justice Standards and Training Trust Fund Officer Training Monies Status Report**	Bureau Chief Glen Hopkins
B.	**Officer Records Statistics**	Bureau Chief Glen Hopkins
C.	**Automated Training Management System (ATMS) Statistics**	Bureau Chief Glen Hopkins
D.	**Field Specialist Statistics**	Bureau Chief Glen Hopkins
E.	**Basic Abilities Test (BAT) Statistics**	Bureau Chief Ashley Pennington
F.	**State Officer Certification Examination (SOCE) Statistics**	Bureau Chief Ashley Pennington
G.	**SOCE Quarterly Content Area Report**	Bureau Chief Ashley Pennington
H.	**Commission Basic Recruit Training Programs, and Advanced and Specialized Training Program Courses; and Federal and Private Training Courses (Update)**	Bureau Chief Ashley Pennington
I.	**Officer Discipline Statistics**	Bureau Chief Glen Hopkins
J.	**Curriculum Updates Pursuant to Section 943.17, F.S.**	Bureau Chief Ashley Pennington

May 12, 2022

OFFICER DISCIPLINE AGENDA

10:00 A.M.

STIPULATION AND SETTLEMENT AGREEMENTS:

Tab	Respondent	Tab	Respondent	Tab	Respondent
A-1	BELTRAN, RAYMOND C.	A-3	JOHNSON, TYREE	A-5	LOPEZ, JOHN M.
A-2	GADOURY, SHANE REMOVED	A-4	KING, TIOSHA		

INFORMAL-MORAL CHARACTER:

Tab	Respondent	Tab	Respondent	Tab	Respondent
B-1	ALEMANY, ADAM B.	B-9	DREW, ANTHONY C.	B-17	REEVES, TRANEQUA S.
B-2	ANTOINE, MODLER	B-10	ENFINGER, ERIC R.	B-18	RICHARDSON, ADAM D.
B-3	BARD, JAMES B.	B-11	GRIFFIN, LEE D.	B-19	RICHARDSON, TONISHA L.
B-4	BRADFORD, KIRBY C.	B-12	HESSON, GRANT C.	B-20	SPEARS, JESSE A.
B-5	BRADLEY, DORIAN W.	B-13	JOHNSON, SHAWANDA D.	B-21	SYED, FAUSTO J.
B-6	BURT, DANIELLE K.	B-14	JULIANO, JASON T.	B-22	TATUM, JIMMIE H.
B-7	CRISP, JAMES W.	B-15	PEREZ, DIANA	B-23	THOMPSON, JA'LISA
B-8	DEVOSS, RAVEN K.	B-16	REES, ALLEN	B-24	WARREN, JAMORRIS A.

VOLUNTARY RELINQUISHMENT:

Tab	Respondent	Tab	Respondent	Tab	Respondent
C-1	BELOW, RICHARD G.	C-7	GONZALEZ, AUSTIN L.	C-13	MANGUAL-ROSADO, JOHNNY
C-2	BOLDIN, AMY N.	C-8	GRANT, DAMON S.	C-14	MILLER, CORY M.
C-3	BORISADE, AKINYEMI A.	C-9	HAZELTON, GEORGE J.	C-15	TAYLOR, HENRY J.
C-4	DEMARAIS, THOMAS J.	C-10	HORTON, DANIEL H.	C-16	WAITES, TREASURE S.
C-5	DIAZ, JASON D.	C-11	KERN, BENJAMIN B.	C-17	WEST, SHATONE R.
C-6	DIVIDU, DANNY J.	C-12	LEIBERT, JOSHUA C.		

DEFAULT-MORAL CHARACTER:

Tab	Respondent	Tab	Respondent	Tab	Respondent
D-1	CASTILLO, DAVID R.	D-8	MATTHEWS, MARTRELL A.	D-15	RICKS, RICARDO J.
D-2	CLAYTON, JUSTIN E.	D-9	MICK, CHARLES H.	D-16	SMITH, ADRIAN L.
D-3	COLEMAN, KENNORRIS	D-10	MICK, CHARLES H.	D-17	THAGARD, CHRISTINA G.
D-4	DIXON, ALTA V. REMOVED	D-11	MURR, TIMOTHY A.	D-18	VANN, MATTHEW J.
D-5	HEBRA, DANNY	D-12	PINKNEY, LAZARRO T.	D-19	WERNER, FRED W.
D-6	JOHNSON, ANTOINETTE M.	D-13	REGISTER, JACOB L.	D-20	ZAVATTARO, ROCKY M.
D-7	KINNEY, MARQUIS T.	D-14	RICH, VINCENT C. REMOVED		

AMENDED 5-5-2022

DEFAULT-FELONY:

Tab	Respondent	Tab	Respondent	Tab	Respondent
E-1	AUGER, CHRISTOPHER W.	E-5	EVERETT, LAURIE M.	E-9	SMITH, THOMAS D.
E-2	CARTER, COLEMAN L.	E-6	HANDLEY, CAITLYN M.	E-10	VERRANEAULT NOLET, NICHOLAS M.
E-3	COLLINS, TRAVON M.	E-7	HENLEY, WILLIAM C.		
E-4	DONAHUE, BENJAMIN R.	E-8	LOWER, JEFFREY R.		

RECOMMENDED ORDERS:

Tab	Respondent
F-1	BROOKS, JAMES L.

MOTION TO VACATE/SET ASIDE:

Tab	Respondent
G-1	CROSS, JEMECCA T.
G-2	EVANS, HENRY F.
G-3	JENSEN, WILLIAM D. REMOVED

VOLUNTARY DISMISSAL:

Tab	Respondent	Tab	Respondent
H-1	BROWN, MATTHEW E.	H-4	RANDLE, JAQUETTA A.
H-2	CLEMENS, KYLE	H-5	WILLIAMS, KRISTINA N.
H-3	EDMOND, DAVONTRE C.		

TEA CERTIFICATION DENIAL:

Tab	Respondent
I-1	FOUNTAIN, ASIA V.
I-2	TYLER, DALLAS W.

AMENDED 5-5-2022

FUTURE COMMISSION MEETINGS

August 18, 2022	November 3, 2022
Sawgrass Marriott 1000 PGA Tour Boulevard Ponte Vedra Beach, FL 32082 **Meeting Dates: August 15 – 18, 2022** Front Desk: TBD FAX: TBD Reservation Telephone: TBD Group Name: TBD Group Online Link: TBD Guestroom Rate: $129.00, or the prevailing government per diem rate. Group Rate Available: TBD Cancellation Policy: TBD **Reservation Cutoff Date: July 25, 2022**	The location will be announced at a later time. A contract under negotiation. **Meeting Dates: October 31 – November 3, 2022** Front Desk: TBD FAX: TBD Reservation Telephone: TBD Group Name: TBD Group Online Link: TBD Guestroom Rate: TBD Group Rate Available: TBD Cancellation Policy: TBD **Reservation Cutoff Date: TBA**
February 16, 2023	**May 18, 2023**
Orlando Marriott Lake Mary 1501 International Parkway Lake Mary, FL 32749 **Meeting Dates: February 13 – 16, 2023** Front Desk: 407-995-1100 FAX: 407-995-1150 Guestroom Rate: $149.00 per night plus applicable taxes for a king or queen. The hotel will offer two days before/after meeting dates at the same group rate based on availability only. Group Rate Available: February 13 – 18, 2022 Check-in time is 3:00 p.m. Check-out time is 12:00 p.m. Parking is Complimentary Valet Parking is not available. **Cancellation Policy**: Cancellations made after 11:59 p.m. local time, two days before arrival, no shows, and no calls would acquire a one-day room fee, including taxes that will be charged to the guest's credit card. **Reservation Cutoff Date: TBD**	Wyndham Grand Jupiter at Harbourside Place 122 Soundings Avenue Jupiter, FL 33477 **Meeting Dates: May 15 – 18, 2023** Front Desk: TBD FAX: TBD Reservation Telephone: TBD Group Name: TBD Group Online Link: TBD Guestroom Rate: $ 149.00 per night plus applicable taxes for a standard single or double Deluxe Village View Room. Group Rate Available: TBD Cancellation Policy: TBD **Reservation Cutoff Date: TBD**

FUTURE COMMISSION MEETINGS

August 10, 2023	November 2, 2023
Sawgrass Marriott 1000 PGA Tour Boulevard Ponte Vedra Beach, FL 32082 **Meeting Dates: August 7 – 10, 2023** Front Desk: TBD FAX: TBD Reservation Telephone: TBD Group Name: TBD Group Online Link: TBD Guestroom Rate: TBD Group Rate Available: $129.00, or the prevailing government per diem rate. Cancellation Policy: TBD **Reservation Cutoff Date: TBD**	The location will be announced at a later time. A contract under negotiation. **Meeting Dates: October 30 – November 2, 2023** Front Desk: TBD FAX: TBD Reservation Telephone: TBD Group Name: TBD Group Online Link: TBD Guestroom Rate: TBD Group Rate Available: TBD Cancellation Policy: TBD **Reservation Cutoff Date: TBD**

19-MEMBER CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION MEMBERSHIP

Secretary of the Department of Corrections	Attorney General
Regional Director Brian D. Riedl proxy for Secretary Ricky D. Dixon (Effective 11/19/2021) Florida Department of Corrections, Region 3 Office 19225 U.S. Highway 27 Clermont, Florida 34715-9025 Telephone Number: 352-989-9355 Fax Number: 352-989-9113 E-mail: Brian.Riedl@fdc.myflorida.com Secretary/Assistant: Tracy Boyd, 352-989-9356 E-mail: Tracy.Boyd@fdc.myflorida.com Term: Not applicable	Officer George D. Lofton proxy for Attorney General Ashley Moody (Effective 1/30/2019) St. Petersburg Police Department 1301 First Avenue, North St. Petersburg, Florida 33705 Telephone Number: 727-892-5990 E-mail: George.lofton@stpete.org Secretary/Assistant: None Term: Not applicable
Director of Florida Highway Patrol	
Colonel Gene Spaulding (Effective 8/21/2015) Florida Department of Highway Safety and Motor Vehicles Division of Florida Highway Patrol Neil Kirkman Building, Room A437 2900 Apalachee Parkway Tallahassee, Florida 32399-0500 Telephone Number: 850-617-2300 Fax Number: 850-617-5113 E-mail: genespaulding@flhsmv.gov Secretary/Assistant: Jennifer Thomas, 850-617-2367 E-mail: jenniferthomas@flhsmv.gov Term: Not applicable	
Sheriffs (3)	
Sheriff Robert "Wayne" Ivey Brevard County Sheriff's Office 700 S. Park Avenue Titusville, FL 32780 Telephone Number: 321-264-5201 Fax Number: 321-264-5360 E-mail: wayne.ivey@bcso.us Secretary/Assistant: Jeanette Foster E-mail: Jeanette.foster@bcso.us First Term: 3/11/2022 – 8/1/2025	Sheriff Tommy Ford – Chairman Bay County Sheriff's Office 3421 North Highway 77 Panama City, Florida 32405-5009 Telephone Number: 850-248-2078 Fax Number: 850-784-0949 E-mail: tommy.ford@bayso.org Secretary/Assistant: Theresa Anglin, 850-248-2078 E-mail: theresa.anglin@bayso.org Partial Term: 4/13/2018 – 8/1/2018 First Term: 8/23/2018 – 8/1/2022 Second Term: 8/2/2022 – 8/1/2026
Sheriff Michael A. Adkinson, Jr. Walton County Sheriff's Office 752 Triple G Road Defuniak Springs, Florida 32433 Telephone Number: 850-892-8186 Fax Number: NA E-mail: sheriffadkinson@waltonso.org Secretary/Assistant: Alli Lytle, 850-951-4705 E-mail: lytalli@waltonso.org First Term: 9/25/2020 – 8/1/2024	

Chiefs of Police (3)	
Chief Robert Bage Fort Walton Beach Police Department 7 Hollywood Blvd. Fort Walton Beach, Florida 32579 Telephone Number: 850-833-9532 Fax Number: 850-833-9563 E-mail: rbage@fwb.org Secretary/Assistant: Kathy McCauley, 850-833-9547 E-mail: kmccauley@fwb.org First Term: 3/11/2022 – 8/1/2024	Chief Jeffrey M. Pearson Satellite Beach Police Department 510 Cinnamon Drive Satellite Beach, Florida 32937 Telephone Number: 321-773-4400 Fax Number: 321-773-5414 E-mail: jpearson@satellitebeach.org Secretary/Assistant: Michele Heyn, 321-773-4400 ext. 492 E-mail: mheyn@satellitebeach.org Partial Term: 8/1/2016 – 8/1/2018 First Term: 8/23/2018 – 8/1/2022 Second Term: 8/2/2022 – 8/1/2026
Chief Melanie Bevan Bradenton Police Department 100 10th Street West Bradenton, Florida 34205 Telephone Number: 941-932-9333 Fax Number: 941-932-9393 E-mail: melanie.bevan@bradentonpd.com Secretary/Assistant: Lisa Reeder, 941-932-9357 E-mail: lisa.reeder@bradentonpd.com First Term: 9/25/2020 – 8/1/2023	
Law Enforcement Officers (5) who are the Rank of Sergeant or Below	
Sergeant James Reaves Jacksonville Sheriff's Office 501 E Bay Street Jacksonville, Florida 32207 Telephone Number: 904-398-7010 E-mail: rreaves@fop530.com Secretary/Assistant: Chelsea Smith E-mail: Csmith@fop530.com First Term: 3/11/2022 – 8/1/2025	Sergeant Jacqueline Harrison Miami Dade Police Department / Professional Compliance Bureau 18805 N.W. 27 Avenue Miami Gardens, Florida 33054 Telephone Number: 305-629-2588 Fax Number: 305-468-2556 E-mail: J_harrison@MDPD.com Secretary/Assistant: None First Term: 9/25/2020 – 8/25/2024
Range Master Christopher Nebbeling West Palm Beach Police Department 600 Banyan Boulevard West Palm Beach, Florida 33401 Telephone Number: 561-822-1899 E-mail: cnebbeling@wpb.org Secretary/Assistant: None First Term: 4/9/2021 – 8/1/2021 Second Term 3/11/2022 – 8/1/2025	Master Police Officer Darla Lynn Portman Tampa Police Department 411 Franklin Street, North Tampa, Florida 33602 Telephone Number: 813-228-8900 Fax Number: 813-223-3069 E-mail: darla@tampapba.org Secretary/Assistant: Ann Martinez, 813-228-8900 E-mail: Ann@tampapba.org Partial Term: 9/25/2020 – 1/1/2021 First Term: 4/9/2021 – 1/1/2025
Officer Richard Murphy Tallahassee Police Department 234 East Seventh Avenue Tallahassee, Florida 32303 Telephone Number: 850-891-4200 Fax Number: 850-891-4627 E-mail: richard.murphy@talgov.com First Term: 9/25/2020 – 8/1/2024	

Correctional Officers (2) Administrator of a State Correctional Institution and a Sergeant or Lower Rank	
Vacant	Sergeant Edgar Rosa Orange County Corrections Department 3741 Vision Blvd. Orlando, FL 32939 Telephone Number: 470-448-8318 Fax Number: 407-836-0352 E-mail: EdgarM.rosa@ocfl.net Secretary/Assistant: None First Term: 3/11/2022 – 8/1/2022
Training Center Director	**County Correctional Institution Head**
Director Charles McIntosh College of Central Florida Bldg. 31 3001 S.W. College Road Ocala, Florida 34482 Telephone Number: 352-854-2322, ext. 1360 Fax Number: 352-873-5862 Email: mcintosc@cf.edu Secretary/Assistant: Amy Garratt ext. 1356 Email: garratta@cf.edu First Term: 9/25/2020 – 8/1/2024	Chief Michael L. Allen – Vice Chairman Polk County Sheriff's Office Department of Detention 1891 Jim Keene Boulevard Winter Haven, Florida 33880-8010 Telephone Number: 863-298-6331 Fax Number: 863-534-6672 Email: mallen@polksheriff.org Secretary/Assistant: Jessica Rousch, 863-298-6331 E-mail: Jrousch@polksheriff.org Partial Term: 7/8/2015 – 8/1/2015 First Term: 8/21/2015 – 8/1/2019 Second Term: 9/25/2020 – 8/1/2023
State Resident	**Commission Attorney**
Dr. James D. Sewell 301 2nd Street North, #4 St. Petersburg, Florida 33701 Telephone Number: 727-821-5014 E-mail: jimdsewell@aol.com Secretary/Assistant: None Partial Term: 6/18/2021 – 8/1/2021 First Term: 3/11/2022 – 8/1/2025	Statewide Prosecutor Nick Cox Office of the Attorney General 3507 E. Frontage Road, Suite 325 Tampa, Florida 33607 Telephone Number: 813-287-7960 Fax Number: 813-281-5515 E-mail: Nick.Cox@myfloridalegal.com Executive Assistant/Office Manager: Beth Decker (813-287-7950) E-mail: Beth.Decker@myfloridalegal.com <u>Office of the Attorney General (Alternates)</u> PL-01, The Capitol Building Tallahassee, Florida 32399-1050 Sr. Asst. Attorney General David Flynn, 850-414-3749 E-mail: david.flynn@myfloridalegal.com Chief Asst. Attorney General Edward A. Tellechea, 850-414-3754 E-mail: Ed.Tellechea@myfloridalegal.com
Criminal Justice Professionalism Management	**FDLE Counsel**
Director Dean Register 850-410-8611 Deputy Director Vickie Koenig 850-410-8629 Bureau Chief Ashley Pennington 850-410-8673 Bureau of Training Bureau Chief Glen Hopkins 850-410-8660 Bureau of Standards Bureau Chief Chris Johnson 850-410-7800 Bureau of Professional Development Florida Department of Law Enforcement Criminal Justice Professionalism 2331 Phillips Road Tallahassee, Florida 32308	Assistant General Counsel Christopher Bufano 850-410-7681 Assistant General Counsel Natalie Pueschel 850-410-8717 Assistant General Counsel Matt Casey 850-410-8872 Deputy General Counsel Jeff Dambly 850-410-7683 Florida Department of Law Enforcement Office of Executive Director 2331 Phillips Road Tallahassee, Florida 32308 Alternate Mailing Address: Post Office Box 1489 Tallahassee, Florida 32302-1489

Criminal Justice Standards and Training Commission

MINUTES OF THE FEBRUARY 17, 2022, COMMISSION MEETING

Chair Tommy Ford called the Criminal Justice Standards and Training Commission meeting to order on February 17, 2021, held at the Orlando Marriott Lake Mary in Lake Mary, Florida.

OFFICERS KILLED IN THE LINE OF DUTY

The Commission paused for a moment of silence during a slideshow presentation in memory of the following fallen officers: Correctional Officer Alexey Bladimir Aguilar of the Miami-Dade County Department of Corrections and Rehabilitation; Correctional Officer David J. Jean-Baptiste of the Miami-Dade County Department of Corrections and Rehabilitation; Deputy Sheriff Michael Riley Webb of the Osceola County Sheriff's Office; Deputy First Class Douglas Lynn Clark of the Manatee County Sheriff's Office; Police Officer Clifford Dean Crouch of the Tallahassee Police Department; Correctional Corporal Terrell K. Jordan of the Miami-Dade County Department of Corrections and Rehabilitation; Correctional Officer Calyne St. Val of the Miami-Dade County Department of Corrections and Rehabilitation; Correctional Officer Sylvia L. Allen of the Miami-Dade County Department of Corrections and Rehabilitation; Sergeant Dominic Guida of the Bunnell Police Department; and Officer James McWhorter of the Florida Department of Agriculture and Consumer Services – Agricultural Law Enforcement.

PLEDGE OF ALLEGIANCE, INVOCATION, AND SPECIAL THANKS

Chair Ford thanked the following agency individuals for participating in the Commission's meeting activities: Trooper Jonathan Ortiz, Trooper Brian Fernandez, Trooper Maria Palisin-Bonilla of the Florida Highway Patrol for providing security; Seminole County Sheriff's Office Honor Guard for presenting the colors; Director Lee Spector of the Seminole State College, Center for Public Safety for leading the audience in the Pledge of Allegiance; and Chaplain Walt Pearson of the Seminole County Sheriff's Office for giving the invocation.

BUSINESS MEETING AGENDA

COMMISSION MEMBERS PRESENT OR ABSENT

The roll was called and the following 16 Commission members represented a quorum:

1. *Sheriff Tommy Ford, Chair*
   Bay County Sheriff's Office
   3421 North Highway 77, Panama City, FL 32405-5009
   Telephone: 850-248-2078
2. *Chief Michael L. Allen, Vice-Chair*
   Department of Detention, Polk County Sheriff's Office
   1891 Jim Keene Boulevard, Winter Haven, FL 33880-8010
   Telephone: 863-534-6310
3. *Regional Director Brian D. Riedl, proxy for Secretary Mark Inch*
   Florida Department of Corrections
   501 Calhoun St., Tallahassee, FL 32399-2500
   Telephone: 850-717-3037
4. *Officer George D. Lofton, proxy for Attorney General Ashley Moody*
   St. Petersburg Police Department
   1300 First Avenue, North; St. Petersburg, Florida 33705
   Telephone: 727-892-5990
5. ***Sheriff William "Bill" Prummell***
   Charlotte County Sheriff's Office
   7474 Utilities Road, Punta Gorda, Florida 33982
   Telephone: 941-575-5211
6. *Chief Jeffrey M. Pearson*
   Satellite Beach Police Department
   510 Cinnamon Drive, Satellite Beach, FL 32937
   Telephone: 321-773-4400

7. *Sheriff Michael A. Adkinson, Jr.*
Walton County Sheriff's Office
752 Triple G Road Defuniak Springs, Florida 32433
Telephone: 850-892-8186

8. *Sergeant Jennifer Sandman*
Palm Beach County Sheriff's Office
3228 Gun Club Road, West Palm Beach, FL 33406
Telephone: 561 688-3000

9. *Colonel Gene Spaulding*
Florida Department of Highway Safety and Motor Vehicles
Division of Florida Highway Patrol
Neil Kirkman Building, Room A437
2900 Apalachee Parkway, Tallahassee, Florida 32399-0500
Telephone: 850-617-2300

10. *Sergeant Jacqueline Harrison*
Miami Dade Police Department
Professional Compliance Bureau
18805 N.W. 27 Avenue, Miami Gardens, Florida 33054
Telephone: 305-629-2588

11. *Officer Richard Murphy (ABSENT)*
Tallahassee Police Department
234 East Seventh Avenue, Tallahassee, Florida 32303
Telephone: 850-891-4200

12. *Chief Melanie Bevan*
Bradenton Police Department
100 10th Street West, Bradenton, Florida 34205
Telephone: 941-932-9333

13. *Master Police Officer Darla Lynn Portman*
City of Tampa Police Department
411 Franklin Street, North; Tampa, Florida 33602
Telephone: 813-228-8900

14. *Director Charles McIntosh*
College of Central Florida
3001 S.W. College Road, Ocala, Florida 34482
Telephone: 352-854-2322, ext. 1360

15. *Warden Carol Casimir*
Florida Women's Reception Center
3700 N.W. 111th Place, Ocala, Florida 34482
Telephone: 352-840-7800

16. *Range Master Christopher Nebbeling*
West Palm Beach Police Department
600 Banyan Boulevard, West Palm Beach, Florida 33401
Telephone: 561-822-1899

17. *James D. Sewell*
301 2nd Street North, #4
St. Petersburg, Florida 33701
Telephone: 727-821-5014

Commission Attorney
Statewide Prosecutor Nick Cox
Office of the Attorney General
3507 E. Frontage Road, Suite 325, Tampa, Florida 33607
Telephone: 813-287-7960

SUNSHINE LAW

Commission Attorney Nick Cox stated that the Sunshine Law applies to these agenda items and Commission members shall not have conversations with another Commission member or in the presence of another Commission member about the agenda items currently pending before the Commission. Commission members may discuss the agenda items with another Commission member during the Commission meeting and may have conversations with Commission staff and other individuals about the agenda items prior to the Commission meeting.

APPROVAL OF THE FEBRUARY 2022 COMMISSION MEETING AGENDA

Chair Ford asked if there were any amendments to the February 2022 Commission meeting agenda. Commission Secretary Kim Rowell advised that the following items were submitted to Commission staff:

- Amended Meeting Schedule to include hotel meeting room assignments, and meeting times.
- The OFFICERS KILLED IN THE LINE OF DUTY was amended to include Deputy Sheriff Michael Riley Webb of the Osceola County Sheriff's Office, and Officer James McWhorter of the Florida Department of Agriculture – Agricultural Law Enforcement.
- Addendum – Agenda Item 4H: Petition for a Permanent Waiver of Rule 11B-27.00213(4)(b), John Hammond.
- Addendum – Agenda Item 4I: Petition for a Permanent Waiver of Rule 11B-35.0024(2)(a) and Rule 11B-30.006(2)(a), Director J.H. DeBell.

- Addendum – Agenda Item 4J: Petition for a Permanent Waiver of Rule 11B-35.002(6)(a), F.A.C., by Matthew Schwall.

RECOMMENDATION: Chair Ford requested a motion to approve the amended February 2022 agenda.

COMMISSION ACTION: *Commissioner Prummell moved that the Commission approve the amended agenda; seconded by Commissioner Sewell; motion carried.*

APPROVAL OF THE NOVEMBER 2021 COMMISSION MEETING MINUTES

Chair Ford asked if there were amendments to the November 2021 Commission meeting minutes. Commission Secretary Kim Rowell stated there were no amendments.

RECOMMENDATION: Chair Ford requested a motion to approve the November 2021 Commission meeting minutes.

COMMISSION ACTION: *Commissioner Riedl moved that the Commission approve the minutes; seconded by Commissioner Lofton; motion carried.*

RESOLUTIONS

The Commission read three resolutions into the record. The first resolution read was for Government Analyst II, Kris Brady. Mr. Brady has been a member of the Florida Department of Law Enforcement since November 13, 2015, serving the Commission and the Criminal Justice Professionalism Division as a Field Representative during his tenure with the Division. Through his professionalism, integrity, and commitment, Mr. Brady made significant contributions to the criminal justice community and the citizens of Florida. His dedication and commitment to service have been an invaluable asset to the Criminal Justice Professionalism Division and the Commission. Mr. Brady accepted the position as Executive Director of Workforce, Public Service & Technology Programs at Florida Gateway College.

The second resolution read was for Chief Michael Kessie, formerly of the New College of Florida Police Department. Chief Kessie was appointed to serve in the chief seat on the Commission for a term beginning June 18, 2021, to August 1, 2024. Commissioner Kessie retired on January 12, 2022. Through his professional insight, personal dedication, and commitment, Commissioner Kessie made significant contributions toward the development and advancement of criminal justice in Florida and has been an invaluable asset in guiding the development of Florida's criminal justice standards and training programs.

The final resolution read was for Ms. Maxine Payton who has been a member of the Florida Department of Law Enforcement since November 8, 1999. Ms. Payton's service includes working in the Criminal Justice Identification Section as a Criminal Justice Information Technician until November 16, 2006 and then serving the Commission and Criminal Justice Professionalism Division as a Customer Service Specialist until January 20, 2022. Ms. Payton has taken a position with FDLE as an Operations Review Specialist in FDLE's Office of General Services.

RECOMMENDATION: Commission staff recommended the Commission adopt the resolution as read into the record.
COMMISSION ACTION: *Commissioner Allen moved that the Commission adopt* ***staff's recommendation;*** *seconded by Commissioner Pearson; motion carried.*

TRAINING CENTER DIRECTORS ASSOCIATION REMARKS

The TCDA Chair Jay Romine of the Manatee Technical College, Criminal Justice Academy, provided the following report from the February 16, 2022, business meeting:

- Introduction of New Directors: 1) Interim Director Wayne Boulier of the Broward College, 2) Major Joel Rios of the Hillsborough County Sheriff's Office, 3) Major Eric Gonzalez of the Miami Police Training Center, 4) Director Kris Brady of the Florida Gateway College, and 5) Director Lee Spector of the Seminole State College.
- Coordinator Workshop – Director Meeks presided over the committee and put together the training for the coordinators. The committee has received responses for attendance and Director Romine's belief is it is going to be a worthwhile conference. Director Romine also thanked Director Garcia from Polk State College for agreeing to host the training workshop that will be held on April 6 - 7, 2022 at Polk State College.
- Ad Hoc Committee – Director Romine discussed the recruitment and retention project co-chaired by Director Taylor and Director Garcia. The committee came up with numerous recommendations that were submitted to the Governor and several of the items suggested were found to be part of House Bill 3, which has moved rapidly through the House and is on its the way to the Senate. Several other recommendations were taken into consideration and have already been adopted. Director Romine thanked Chairman Ford, for his participation on the committee as well as Director Taylor and Director Garcia for the recommendations that came out of that committee.
- Senate Bill 624 – This bill was previously filed by Senator Wright in response to the FRS. The original language was incorrect when it was filed and still has not been corrected. Director Romine said the bill has no house companion and is going nowhere. He expressed his frustration about the reluctance to fix an obvious problem that would have simple solutions. Director Romine is looking for ideas and if any training center director wants to step up he will gladly hand over his giant file on this issue.

  Question: Director Romine was asked if an amendment could be attached to existing legislation regarding bringing back law enforcement after six months. He stated he had been in contact with Senator Wright's office and was told they had searched and not been able to find a bill that was appropriate to attach an amendment. Director Romine said there seems to be a real reluctance to deal with this and fix the problem and it goes from session to session and remains the same.
- TCDA Donation – Tom Ackerman of the Florida Criminal Justice Educators Association donated their remaining funds of over $1800 to the Training Center Directors Association after they voted to disband the association. Director Romine mentioned the donation will allow the TCDA to give out more scholarships than they were able to do in the past few years.

Comments: Chairman Ford expressed his appreciation for Director Romine's work and to all the training center directors.

REGIONAL CRIMINAL JUSTICE SELECTION CENTER DIRECTORS ASSOCIATION REMARKS

Selection Center Directors Association (SCDA) Director Paul Kiley of the Criminal Justice Selection Centers Directors Association stated he did not have any updates or anything to report from the February 16, 2022, business meeting.

AGENDA ITEM 1: CRIMINAL JUSTICE PROFESSIONALISM UPDATES

Director Dean Register of the Criminal Justice Professionalism (CJP) Division reported the following:

- Ms. Sara Clausen retired as the lead editor with the Bureau of Training. Sara has been an integral part of the Bureau of Training and we wish her the best in her retirement.

- Mr. Judd Butler will retire from FDLE in March 2022. Judd has been instrumental in many Commission projects over the years. Judd's retirement is well-deserved and we wish him the best.
- Trust Fund – The legislative session concludes March 11th and as previously reported, FDLE has asked for $5 million to infuse the Trust Fund. Currently, generated revenue is down 6.4% from numbers prior to the pandemic. The increase to the Trust Fund was included in the Governor's recommended budget. It appears to be supported by the House and Senate.
- Statewide Police Misconduct Registry – This bill would require FDLE to create a registry of complaints filed against officers and make the data available to the public. The bill has seen little movement at this point.
- Photographic Enforcement of School Zones (Speed Limits) – This is the second year the bill has been filed and it has moved further than the previous year. Originally the bill stated $4 per citation would come to the Criminal Justice and Training Trust Fund. Two weeks ago, the bill was amended and dropped to $3 per citation. Director Register mentioned that this is not going to be a savior for the Trust Fund but it will be a positive move.
- Behavioral Threat Assessment and Management Courses – Director Register mentioned Bureau Chief Glen Hopkins will present two courses to the commission on Behavioral Threat Assessment and Management.

  In 2020, the Governor issued a directive to FDLE to create a statewide strategy on targeted violence. As a reminder, Florida has suffered six mass shootings in four consecutive years.

  - June 2016: Pulse Night Club – 49 killed
  - January 2017: Fort Lauderdale Hollywood Airport – 5 killed
  - February 2018: Marjory Stoneman Douglas – 17 killed, 17 injured
  - August 2018: Jacksonville Landing – 2 killed, 10 injured
  - November 2018: Tallahassee Hot Yoga Studio – 2 killed, 4 injured
  - January 2019: Sebring Trust Bank – 5 killed

Information on targeted violence was added to the Basic Recruit Training Program last year and two additional courses have been developed. There is a one-hour online course for existing officers and a more in-depth 40-hour course for practitioners. Florida will be the first state to adopt a statewide strategy on behavioral threat assessment and to create curriculum and training.

- Officer Discipline Searchable Database – Following the last Commission meeting, there were discussions about creating an Officer Discipline Searchable Database. This database is loosely tied to the legislation in reference to the misconduct registry. Through our quarterly updates, FDLE publishes every action taken by the Commission at these meetings. Chief Hopkins and his staff began exploring the feasibility of creating a searchable database. Director Register feels this will help in dealing with future legislation.
  - Bureau Chief Glen Hopkins discussed how the database will feature data going back ten years. Importing only ten years of data will reduce the need for extensive data cleanup. There are no plans to go back further than ten years, and only include data moving forward. A lot has gone into the program to clean up data and to make it look nice for the public.
  - Training and Research Manager, Stacy Lehman gave a demonstration of the data elements, and how it functions when searching the database. Mr. Lehman stated only cases that have action taken by this Commission will be included in the database. If a case has been no caused or is in a pending status will not be included. The database will also include individuals who were not employed at the time of their moral character violation.

COMMISSION ACTION: This agenda item did not require Commission action.

AGENDA ITEM 2A: CJS&T TRUST FUND REVENUE REPORT FOR FISCAL YEAR 2021 – 2022

Bureau Chief Hopkins presented this agenda item and provided the following trust fund revenue updates:

- The Fiscal Year 2021 – 2022 operating budget is $17.1 million
- Revenue between July 2021 through December 2021, totaled $3.7 million
- The average monthly revenue increased when compared to Fiscal Year 2020 – 2021. For the first two quarters of Fiscal Year 2021 – 2022, revenues were $613,835 (or 19.7%) above what they were for the same period in Fiscal Year 2020 – 2021, they were $253,306 (or 6.4%) below what they were for the same period of FY 2019-2020.
- The operating budget for officer training in Fiscal Year 2021 – 2022 totals $6.4 million and provides $80 for training each of Florida's 80,490 officers.
- The July 1, 2021 beginning cash balance was $6 million, and the cash balance on December 31, 2021, was $5.1 million.

COMMISSION ACTION: This agenda item did not require Commission action.

AGENDA ITEM 2B: CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND OFFICER TRAINING MONIES: TRUST FUND AUDIT RECOMMENDATIONS FOR REGION XVI FISCAL YEAR 2018 – 2019 AND REGIONS I, IV, V, VI, VIII, X, AND XIII FOR FISCAL YEAR 2020 – 2021

Bureau Chief Glen Hopkins presented this agenda item to the Commission to request approval for the final audit recommendations for Region XVI for Fiscal Year 2018 – 2019 and Regions I, IV, V, VI, VIII, X, and XIII for Fiscal Year 2020 – 2021. The audits are only included in the Commission and Commission staff's packets.

Section 943.25(4), F.S., requires that the Commission establish, implement, supervise, and evaluate the expenditures of the Criminal Justice Standards and Training Trust Fund for Commission-approved advanced and specialized training program courses.

Rule 11B-18.010, F.A.C., requires that the Commission audit any training facility or program and fiscal agent's accounting records and procedures for compliance with laws, rules, budget provisions, and contractual agreements.

Perfect Audits: Region IV: North Florida College, Public Safety Academy, Director Rick Davis, and Santa Fe College, Institute of Public Safety, Director Jerry Hunter; Region VIII: Polk State College, Kenneth C. Thompson Institute of Public Safety, Captain Theresa Garcia; Region X: Southwest Florida, Public Service Academy, Director Todd Everly; Region XIII: Broward College, Institute for Public Safety, Director Wayne Boulier, and Broward County Sheriff's Office, Institute for Criminal Justice Studies, Coronel Steven Robson.

RECOMMENDATION: Commission staff recommended the Commission approve the audit findings and recommended corrective actions for Region XVI FY 2018 – 2019 and Regions I, IV, V, VI, VIII, X, and XIII FY2020 – 2021 as presented to the Commission.

COMMISSION ACTION: *Commissioner Sewell* ***moved that the Commission staff's recommendation;*** *seconded by Commissioner McIntosh; motion carried.*

AGENDA ITEM 3A: OFFICER TRAINING; BASIC RECRUIT TRAINING PROGRAMS; TEXTBOOK UPDATES

Bureau Chief Glen Hopkins presented this agenda item to the Commission for approval of curriculum updates to the instructor guides for the Florida Basic Recruit Training Programs: Law Enforcement Academy, Version 2022.07 (Update); Law Enforcement Auxiliary Academy, Version 2022.07 (Update); Florida Correctional Basic Recruit Training Program, Version 2022.07 (Update); Florida Correctional Probation Officer Training Academy, Version 2022.07 (Update); High Liability, Version 2022.07 (Update).

RECOMMENDATION: Commission staff recommends the Commission approve the updates to the instructor guides for the Florida Basic Recruit Training Programs.

COMMISSION ACTION: *Commissioner Portman moved that the Commission adopt* ***Commission staff's*** *recommendation; seconded by Commissioner Spaulding; motion carried.*

AGENDA ITEM 3B: ADVANCED TRAINING PROGRAMS: Behavioral Threat Assessment and Management for Practitioners

Bureau Chief Glen Hopkins presented this agenda item to the Commission to request approval of the new Advanced Training Program course: Behavioral Threat Assessment and Management for Practitioners, course number 1416.

RECOMMENDATION: Commission staff recommended the Commission approve the new 40-hour course, Behavioral Threat Assessment and Management for Practitioners, number 1416, in the Advanced Training Program, with an effective date of February 17, 2022.

COMMISSION ACTION: *Commissioner Riedl moved that the Commission adopt* ***Commission staff's*** *recommendation; seconded by Commissioner Casimir; motion carried.*

AGENDA ITEM 3C-1: SPECIALIZED TRAINING PROGRAMS: Behavioral Threat Assessment and Management for Officers

Bureau Chief Glen Hopkins presented this agenda item to the Commission to request approval for the new Specialized Training Program course: Behavioral Threat Assessment and Management for Officers, course number 1417.

RECOMMENDATION: Commission staff recommended the Commission approve the new 1-hour Behavioral Threat Assessment and Management for Officers course, number 1417, in the Specialized Training Program, with an effective date of February 17, 2022.

COMMISSION ACTION: *Commissioner Sewell moved that the Commission adopt* ***Commission staff's*** *recommendation; seconded by Commissioner Lofton; motion carried.*

AGENDA ITEM 3C-2: SPECIALIZED TRAINING PROGRAMS: Duty to Intervene

Bureau Chief Glen Hopkins presented this agenda item to the Commission to request approval for the new Specialized Training Program course: Duty to Intervene, course number 1415.

RECOMMENDATION: Commission staff recommended the Commission approve the new specialized 8-hour course, Duty to Intervene, course number 1415, in the Specialized Training Program, with an effective date of February 17, 2022.

COMMISSION ACTION: *Commissioner Harrison moved that the Commission adopt* ***Commission staff's*** *recommendation; seconded by Commissioner Adkinson; motion carried.*

AGENDA ITEM 3D: BASIC RECRUIT TRAINING: CRIMINAL JUSTICE Firearms Re-write Update

Bureau Chief Glen Hopkins presented this agenda item to the Commission regarding the ongoing Basic Recruit Training Criminal Justice Firearms re-write. A list of recommended changes was presented to the Commission based on the following:

The current CJSTC Basic Recruit Firearms curriculum and CJSTC Firearms Instructor course is nearly 20 years old. With the assistance of the Training Center Directors Association, Florida's law enforcement state agencies, the Florida Sheriffs Association, and the Florida Police Chiefs Association, Commission staff formed a group of subject matter experts (SMEs) in January 2020 that are helping revise these courses. The SMEs are responsible for developing content and providing feedback throughout the curriculum development process. Several workshops, both virtual and in-person, have been held with the SMEs. During these workshops, shooting qualifications, curriculum, in-service requirements, and the current Firearms Instructor course have all been, and will continue to be, reviewed by the SMEs. The SMEs have made multiple recommendations based on evidence-based research and data regarding officer-involved shootings as well as their own experience as firearms instructors and sworn officers. All the recommended changes have been made by official vote from the SMEs with majority rules. However, many of the votes have been unanimous. These recommendations are currently being evaluated by way of field tests. The field tests will be used for validation purposes, and adjustments will be made based on the data that is gathered. Staff are currently running field tests at multiple schools and will continue to do so through May 2022.

COMMISSION ACTION: This agenda item did not require Commission action

AGENDA ITEM 4A: REQUEST FOR VARIANCES OR WAIVER: Petition for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by Kira Myers

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by Kira Myers to request a permanent waiver of Rule 11B-27.00213(4), F.A.C. Ms. Myers was not present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4), F.A.C

COMMISSION ACTION: *Commissioner Riedl* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner McIntosh; motion carried.*

AGENDA ITEM 4B: REQUEST FOR VARIANCES OR WAIVER: Petition for a Permanent Waiver of Rule 11B-27.002(4), F.A.C., by Monroe Mann

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by Monroe Mann to request a permanent waiver of Rule 11B-27.002(4), F.A.C. Mr. Mann was not present.

RECOMMENDATION: Commission staff recommended that the Commission DENY the petition for a permanent waiver of Rule 11B-27.002(4), F.A.C.

COMMISSION ACTION: *Commissioner Lofton* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner Casimir; motion carried.*

AGENDA ITEM 4C: REQUEST FOR VARIANCES OR WAIVER: Petition for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by David Nelson

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by David Nelson to request a permanent waiver of Rule 11B-27.00213(4), F.A.C. Mr. Nelson was not present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4), F.A.C.

COMMISSION ACTION: *Commissioner Riedl* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner McIntosh; motion carried.*

AGENDA ITEM 4D: REQUEST FOR VARIANCES OR WAIVER: Petition for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by Victoria Castleberry

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by Victoria Castleberry to request a permanent waiver of Rule 11B-27.00213(4), F.A.C. Ms. Castleberry was not present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4), F.A.C.

COMMISSION ACTION: *Commissioner Riedl* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner McIntosh; motion carried.*

AGENDA ITEM 4E: REQUEST FOR VARIANCES OR WAIVER: Petition for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by Thomas Randle

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by Thomas Randle to request a permanent waiver of Rule 11B-27.00213(4), F.A.C. Mr. Randle was not present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4), F.A.C.

COMMISSION ACTION: *Commissioner Riedl* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner McIntosh; motion carried.*

AGENDA ITEM 4F: REQUEST FOR VARIANCES OR WAIVER: Petition for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by Roxsane Salazar

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by Roxsane Salazar to request a permanent waiver of Rule 11B-27.00213(4), F.A.C. Ms. Salazar was not present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4), F.A.C.

COMMISSION ACTION: *Commissioner Riedl* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner McIntosh; motion carried.*

AGENDA ITEM 4G: REQUEST FOR VARIANCES OR WAIVER: Petition for a Temporary Waiver of Rule 11B-21.005(3) and 11B-35.0010(1), F.A.C., by Director William J. Romine, Chairman, Training Center Directors Association, on behalf of Statewide CJSTC Training Center Directors

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by Director Romine to request a temporary waiver of Rules 11B-21.005(3) and 11B-35.0010(1), F.A.C. Director Romine was present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a temporary waiver of Rules 11B-21.005(3) and 11B-35.0010(1), F.A.C.

COMMISSION ACTION: *Commissioner Portman* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner Sewell; motion carried.*

AGENDA ITEM 4H: REQUEST FOR VARIANCES OR WAIVER: Petition for a Permanent Waiver of Rule 11B-27.00213(4)(b), F.A.C., by John Hammond

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by John Hammond to request a permanent waiver of Rule 11B-27.00213(4)(b), F.A.C. Mr. Hammond was present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4)(b), F.A.C.

COMMISSION ACTION: *Commissioner Riedl* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner McIntosh; motion carried.*

AGENDA ITEM 4I: REQUEST FOR VARIANCES OR WAIVER: PETITION FOR A PERMANENT WAIVER OF RULE 11B-35.0024(2)(A) AND RULE 11B-30.006(2)(A), F.A.C., BY DIRECTOR J.H. DEBELL, INTERIM TRAINING CENTER DIRECTOR, FLORIDA CORRECTIONS ACADEMY, BUREAU CHIEF OF PROFESSIONAL DEVELOPMENT AND TRAINING, FLORIDA DEPARTMENT OF CORRECTIONS

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by Director J.H. DeBell to request a permanent waiver of Rules 11B-35.0024(2)(a) and Rule 11B-30.006(2)(a), F.A.C. Director DeBell was present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a permanent waiver of Rules 11B-35.0024(2)(a) and Rule 11B-30.006(2)(a), F.A.C.

COMMISSION ACTION: *Commissioner Casimir* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner Lofton; motion carried.*

AGENDA ITEM 4J: REQUEST FOR VARIANCES OR WAIVER: Petition for a Permanent Waiver of Rule 11B-35.002(6)(a), F.A.C., by Matthew Schwall

Assistant General Counsel Chris Bufano presented this agenda item to the Commission by Matthew Schwall to request a permanent waiver of Rule 11B-35.002(6)(a), F.A.C. Mr. Schwall was present.

RECOMMENDATION: Commission staff recommended that the Commission GRANT the petition for a temporary waiver of Rule 11B-35.002(6)(a), F.A.C. for a period of 90 days.

COMMISSION ACTION: *Commissioner Pearson* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner Sandman; motion carried.*

AGENDA ITEM 5: REQUEST FOR DENIAL OF STATE OFFICER CERTIFICATION EXAMINATION FOR CAE-SHAY COX

Assistant General Counsel Chris Bufano presented this agenda item to the Commission to request denial of State Officer Certification Examination for Cae-Shay Cox. Ms. Cox was not present.

RECOMMENDATION: Commission staff recommended that the Commission find that probable cause exists and that Cae-Shay Cox did engage in conduct that subverted or attempted to subvert the State Officer Certification Examination Process, and direct Commission staff to issue Ms. Cox a letter of intent to deny, which would prohibit her from taking a State Officer Certification Examination for a period of five years from the date of the final order, pursuant to Rule 11B-30.009, F.A.C. In addition, staff will: 1) declare that Ms. Cox forfeits the application fees from her May 6, 2021 test; and 2) review any future Officer Certification Application to determine if a denial of the application is warranted.

COMMISSION ACTION: *Commissioner McIntosh* ***moved that the Commission adopt Commission staff's*** *recommendation; seconded by Commissioner Riedl; motion carried.*

UNAGENDAED ITEMS

Bureau Chief Glen Hopkins recognized FDLE's newest case specialist, Ms. Mehgen Peoples who participated in the Probable Cause Hearings on Wednesday, February 16th, and the great job she has done.

MEETING ADJOURNED

Chair Ford requested a motion, and *Commissioner Sewell moved to adjourn the CJSTC Business Meeting; seconded by Vice-Chair Allen; motion carried.*

Note: The Commission reconvened at 10:00 a.m. for the CJSTC Officer Disciplinary Hearings.

COMMISSION MEMBERS PRESENT OR ABSENT

The roll was called, and the following 16 Commission members represented a quorum:

1. *Sheriff Tommy Ford, Chair*
   Bay County Sheriff's Office
   3421 North Highway 77, Panama City, FL 32405-5009
   Telephone: 850-248-2078

2. *Chief Michael L. Allen, Vice-Chair*
   Department of Detention, Polk County Sheriff's Office
   1891 Jim Keene Boulevard, Winter Haven, FL 33880-8010
   Telephone: 863-534-6310

3. *Regional Director Brian D. Riedl, proxy for Secretary Mark Inch*
   Florida Department of Corrections
   501 Calhoun St., Tallahassee, FL 32399-2500
   Telephone: 850-717-3037

4. *Officer George D. Lofton, proxy for Attorney General Ashley Moody*
   St. Petersburg Police Department
   1300 First Avenue, North; St. Petersburg, Florida 33705
   Telephone: 727-892-5990

5. ***Sheriff William "Bill" Prummell***
   Charlotte County Sheriff's Office
   7474 Utilities Road, Punta Gorda, Florida 33982
   Telephone: 941-575-5211

6. *Chief Jeffrey M. Pearson*
   Satellite Beach Police Department
   510 Cinnamon Drive, Satellite Beach, FL 32937
   Telephone: 321-773-4400

7. *Sheriff Michael A. Adkinson, Jr.*
   Walton County Sheriff's Office
   752 Triple G Road Defuniak Springs, Florida 32433
   Telephone: 850-892-8186

8. *Sergeant Jennifer Sandman*
   Palm Beach County Sheriff's Office
   3228 Gun Club Road, West Palm Beach, FL 33406
   Telephone: 561 688-3000

9. *Colonel Gene Spaulding*
   Florida Department of Highway Safety and Motor Vehicles
   Division of Florida Highway Patrol
   Neil Kirkman Building, Room A437
   2900 Apalachee Parkway, Tallahassee, Florida 32399-0500
   Telephone: 850-617-2300

10. *Sergeant Jacqueline Harrison*
    Miami Dade Police Department
    Professional Compliance Bureau
    18805 N.W. 27 Avenue, Miami Gardens, Florida 33054
    Telephone: 305-629-2588

11. *Officer Richard Murphy (ABSENT)*
    Tallahassee Police Department
    234 East Seventh Avenue, Tallahassee, Florida 32303
    Telephone: 850-891-4200

12. *Chief Melanie Bevan*
    Bradenton Police Department
    100 10th Street West, Bradenton, Florida 34205
    Telephone: 941-932-9333

13. *Master Police Officer Darla Lynn Portman*
    City of Tampa Police Department
    411 Franklin Street, North; Tampa, Florida 33602
    Telephone: 813-228-8900

14. *Director Charles McIntosh*
    College of Central Florida
    3001 S.W. College Road, Ocala, Florida 34482
    Telephone: 352-854-2322, ext. 1360

15. *Warden Carol Casimir*
    Florida Women's Reception Center
    3700 N.W. 111th Place, Ocala, Florida 34482
    Telephone: 352-840-7800

16. *Range Master Christopher Nebbeling*
    West Palm Beach Police Department
    600 Banyan Boulevard, West Palm Beach, Florida 33401
    Telephone: 561-822-1899

17. *James D. Sewell*
    301 2nd Street North, #4
    St. Petersburg, Florida 33701
    Telephone: 727-821-5014

Commission Attorney
Statewide Prosecutor Nick Cox
Office of the Attorney General
3507 E. Frontage Road, Suite 325, Tampa, Florida 33607
Telephone: 813-287-7960

SUNSHINE LAW

Commission Attorney Nick Cox stated that the Sunshine Law applies to these agenda items and Commission members shall not have conversations with another Commission member or in the presence of another Commission member about the agenda items currently pending before the Commission. Commission members may discuss the agenda items with another Commission member during the Commission meeting and may have conversations with Commission staff and other individuals about the agenda items prior to the Commission meeting.

APPROVAL OF THE FEBRUARY 2022 DISCIPLINARY AGENDA

Training and Research Manager Stacey Lehman advised the Commission of the following amendments to the February 2022 disciplinary agenda:

Removed cases – Tab A-4, Shane Gadoury; Tab B-1, James B. Bard; Tab B-13, Diana Perez; Tab B-17, Jamorris A. Warren; Tab C-5, Kirby C. Bradford; Tab C-18, Rees, Allen; Tab D-2, Modler Antoine; Tab D-24, Adam D. Richardson and Tab D-26, Tonisha L. Richardson.

Hand-carried materials - Tab B-6; Tab B-18, Tab C-18, and Tab A-6.

RECOMMENDATION: Chair Ford requested a motion to approve the amended February 2022 disciplinary agenda.
COMMISSION ACTION: *Commissioner Nebbeling moved that the Commission approve the amended agenda; seconded by Commissioner Portman; motion carried.*

THE FOLLOWING DISCIPLINARY CASES ARE TRANSCRIBED IN THE ORDER THE CASES WERE PRESENTED BY THE FDLE COUNSEL:

Tab B-6, Case 45819 Informal Hearing – Moral Character	Duncan, Patrick A. The respondent was present.	Misconduct/Guideline Penalty: Battery - Domestic Violence (slight to moderate physical injuries); (12-11-2019); (Prospective Suspension to Revocation). Agency: Department of Corrections
RECOMMENDATION: FDLE Assistant General Counsel Matt Casey presented this case and recommended the Commission impose a 90-day prospective SUSPENSION to be served within 180 days following the filing of the Final Order; 1-year PROBATION to begin at the conclusion of the suspension period and provide staff with proof of successful completion of Commission-approved anger management counseling prior to the end of the probationary period. COMMISSION ACTION: Discussion was held, and ***Commissioner McIntosh moved to ACCEPT staff's*** *recommendation; seconded by Commissioner Riedl; motion carried.*		
Tab A-8, Case 46572 Stipulation and Settlement Agreement	Riggs, Jon C. Attorney Griska Mena was present.	Misconduct/Guideline Penalty: Excess Force by LEO; (10-12-2019); (Suspension to Revocation). Agency: Monroe County Sheriff's Office
RECOMMENDATION: FDLE Assistant General Counsel Matt Casey presented this case and recommended the Commission impose a 10-day prospective SUSPENSION beginning 15 days following the filing of the Final Order, and 1-year PROBATION to begin at the conclusion of the suspension period.		

COMMISSION ACTION: Discussion was held, and *Commissioner Bevan* ***moved to ACCEPT staff's*** *recommendation; seconded by Commissioner Spaulding; motion carried.*		
Tab B-4, Case 47260 Informal Hearing – Moral Character	Camacho, Louis A. The respondent was present.	Misconduct/Guideline Penalty: Misuse of Electronic Database-FCIC-NCIC; (on or between 11-11-2020 -12-2-2020) ;(Probation to Suspension). Agency: Winter Springs Police Department
RECOMMENDATION: FDLE Assistant General Counsel Matt Casey presented this case and recommended the Commission impose a 30-day prospective SUSPENSION to begin 15 days after the filing of the Final Order; 1-year PROBATION to begin at the conclusion of the suspension period, and provide staff with proof of successful completion of Commission-approved ethics training prior to the end of the probationary period. COMMISSION ACTION: Discussion was held, and *Commissioner Pearson* ***moved to ACCEPT staff's*** *recommendation; seconded by Commissioner Bevan; motion carried.*		
Tab B-16, Case 37907 Informal Hearing – Moral Character	Twigg, Will S. Respondent and Attorney Reid Haley were present.	Misconduct/Guideline Penalty: Found Guilty of Battery (2 counts); (4-7-2017); (Suspension). Agency: Palm Beach County Sheriff's Office
RECOMMENDATION: FDLE Assistant General Counsel Natalie Pueschel presented this case and recommended the Commission REVOKE the respondent's certification. COMMISSION ACTION: Discussion was held, and *Commissioner Pearson moved to ACCEPT* ***staff's*** *recommendation; seconded by Commissioner Lofton; motion carried.*		
Tab B-9, Case 46784 Informal Hearing – Moral Character	Inoa, Sandra The respondent was present.	Misconduct/Guideline Penalty: Improper Exhibition of Dangerous Weapon; (09-05-2020); (Probation with Training). Agency: Orange County Corrections Department
RECOMMENDATION: FDLE Assistant General Counsel Natalie Pueschel presented this case and recommended the Commission impose a 120-day prospective SUSPENSION to begin within 180 days following the filing of the Final Order; a 1-year PROBATION to begin at the conclusion of the suspension period, and provide staff with proof of successful completion of Commission-approved anger management counseling prior to the end of the probationary period. COMMISSION ACTION: Discussion was held, and *Commissioner Riedl moved to ACCEPT* ***staff's*** *recommendation; seconded by Commissioner Casimir; motion carried.*		
Tab B-19, Case 46965 Informal Hearing – Moral Character	Wysocki, Morgan The respondent was present.	Misconduct/Guideline Penalty: Driving Under the Influence of Alcohol .15 or Higher; (10-18-2020); (Prospective Suspension with Substance Abuse Counseling to Revocation). Agency: Leon County Sheriff's Office
RECOMMENDATION: FDLE Assistant General Counsel Natalie Pueschel presented this case and recommended the Commission impose a 20-day prospective SUSPENSION to be served 15 days following the filing of the Final Order;		

a 1-year PROBATION to begin at the conclusion of the suspension period and provide staff with proof of successful completion of Commission-approved substance abuse counseling prior to the end of the probationary period. COMMISSION ACTION: Discussion was held, and *Commissioner Lofton recommended a 20-day RETROACTIVE suspension; seconded by Commissioner Bevan; motion carried.*		
Tab A-6, Case 47933 Stipulation and Settlement Agreement	Lopez, John M. The respondent was not present.	Misconduct/Guideline Penalty: Testing Positive for Controlled Substance Testosterone, Boldenone, and Nandrolone.; (09-09-019); (Prospective Suspension to Revocation); Perjury In an Official Proceeding; (11-06-2019); (Prospective Suspension to Revocation). Agency: Palm Beach County Sheriff's Office
RECOMMENDATION: The facts of this case were not read into the record. Pursuant to the materials provided to the Commission, FDLE Commission staff recommended the Commission impose an 18-month retroactive SUSPENSION and a 6-month prospective suspension to begin being served within 15 days after the filing of the final order; 2-Year PROBATION to begin at the conclusion of the suspension and provide staff with proof of successful completion of Commission-approved substance abuse counseling prior to the end of the probationary period. COMMISSION ACTION: Discussion was held, and *Commissioner Adkinson moved to REJECT **staff's** recommendation; seconded by Commissioner Lofton; motion carried.*		
Tab B-7, Case 46551 Informal Hearing – Moral Character	English, Kenya L. The respondent was not present.	Misconduct/Guideline Penalty: Marijuana-Test Positive; (6-1-2020); (Prospective Suspension to Revocation). Agency: Department of Corrections
RECOMMENDATION: The facts of this case were not read into the record. Pursuant to the materials provided to the Commission, FDLE Commission staff recommended the Commission REVOKE the respondent's certification. COMMISSION ACTION: Discussion was held, and *Commissioner Adkinson moved to ACCEPT **staff's** recommendation; seconded by Commissioner Lofton; motion carried.*		
Tab B-15, Case 46142 Informal Hearing – Moral Character	Reeves, Tranequa S. Respondent was not present.	Misconduct/Guideline Penalty: Marijuana-Test Positive; (03-12-2020); (Prospective Suspension to Revocation). Agency: Department of Corrections
RECOMMENDATION: The facts of this case were not read into the record. Pursuant to the materials provided to the Commission, FDLE Commission staff recommended the Commission REVOKE the respondent's certification. COMMISSION ACTION: Discussion was held, and *Commissioner Adkinson moved to REJECT **staff's** recommendation and tabled requesting further information; seconded by Commissioner Lofton; motion carried.*		
Tab A-10, Case 46509 Stipulation and Settlement Agreement	Self, Steven C. Respondent was not present.	Misconduct/Guideline Penalty: Conservation-Animals Unlawful Taking, or Possessing, or Capturing of Alligator; (6-16-2019); (Suspension to Revocation) Agency: Not employed at the time of the misconduct

RECOMMENDATION: FDLE Assistant General Counsel Matt Casey presented this case and recommended the Commission impose Commission 12-month prospective SUSPENSION beginning 15 days following the filing of the Final Order; 1-year period of PROBATION to begin at the conclusion of the suspension period, and provide staff with proof of successful completion of a Commission-approved ethics course prior to the end of the probationary period. COMMISSION ACTION: Discussion was held, and *Commissioner Pearson moved to REJECT **staff's** recommendation and **recommend REVOCATION of the respondent's certification**; seconded by Commissioner Adkinson; motion carried.*

Tab A-11, Case 47003 Stipulation and Settlement Agreement	Self, Steven C. Respondent was not present.	Misconduct/Guideline Penalty: Petit Theft; (7-16-2019); (Suspension to Revocation) Agency: Department of Corrections
RECOMMENDATION: FDLE Assistant General Counsel Matt Casey presented this case and recommended the Commission impose a 20-month retroactive SUSPENSION, 60-day prospective SUSPENSION beginning 15 days following the filing of the Final Order; 1-year PROBATION to begin at the conclusion of the suspension period and provide staff with proof of successful completion of Commission-approved ethics training prior to the end of the probationary period. COMMISSION ACTION: Discussion was held, and *Commissioner Pearson moved to REJECT **staff's** recommendation and recommend REVOCATION of **the respondent's certification**; seconded by Commissioner Adkinson; motion carried.*		

OTHER BUSINESS

OPEN DISCUSSION: An open discussion was held between Commissioners Prummell, Commissioner Adkinson, Chairman Ford, Commissioner Portman, Commissioner Nebbeling, Commissioner Casimir, Commissioner McIntosh, Attorney Nick Cox, Assistant General Counsel Natalie Pueschel, and Commission staff Mr. Stacy Lehman. The discussion consensus included the need for stronger recommendations on falsification and perjury cases while continuing to review each case on its merit and the importance of being consistent.

PROBABLE CAUSE HEARING CASE: Attorney Nick Cox took a few minutes to revisit Tab A-49, Case 47889 Michael J. Schouest, from Wednesday, February 16, 2022, Probable Cause Hearings. The Probable Cause panel included Chairman Riedl, Commissioner Nebbeling, and Commissioner McIntosh. A discussion was held and Commissioner Nebbeling made a motion to set aside his previous decision from Wednesday's Probable Cause Hearing and recommend a DUI intervention with a 6-month successful completion; seconded by Commissioner McIntosh; motion carried.

CONSENT AGENDA

STIPULATION AND SETTLEMENT AGREEMENT CONSENT AGENDA

Commission Staff Stacy Lehman stated that Tabs A-1 through A-13 were matters in which each of the Petitioners and Respondents have agreed to a settlement of their case.

The following cases are tabs: A-1, Adams, Ricarla; A-2, Covington, Cyril; A-3, Eason, Christopher A.; A-5, Jackson, Bernadeteb V.; A-7, Palmeri, Joseph S.; A-9, Ruiz, Carlos I.; A-12, Wallace, Christopher L.; A-13, Otte, Evan.

RECOMMENDATION: FDLE Assistant General Counsel Natalie Pueschel requested the Commission adopt the Stipulation and Settlement Agreement as the final disposition for the above cases.

COMMISSION ACTION: *Commissioner Prummell* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Harrison; motion carried.*

Note: Commissioner McIntosh recused himself from Tab A-9 and the video on A-10.

INFORMAL HEARING – MORAL CHARACTER CONSENT AGENDA

Commission Staff Stacy Lehman stated that Tabs B-1 through B-19 were matters in which each of the Respondents were served with an Administrative Complaint alleging that each had committed misconduct and thereby failed to maintain good moral character as required by Section 943.13(7). Each Respondent filed an election of rights stating he or she did not dispute the allegations of fact but wished to be heard in an informal hearing. Each Respondent was given notice of the scheduled informal hearing. The Respondents were either present and did not wish to address the commission or failed to appear.

Tab B-11, Case 45026 - Jason T. Juliano, was removed.

The following cases are tabs: B-2, Boyer, Danielle S.; B-3, Brown, Matthew E.; B-5, Clark, Shadiqua D.; B-8, Hardy, Mitchell T.; B-10, Jean Louis, Figene; B-12, Oder, Kenneth S.; B-14, Pierre, Shane S.; B-18, Williams, Jerome A.

RECOMMENDATION: On behalf of FDLE Assistant General Counsel, staff requested the Commission find each Respondent in violation of officer standards and impose the disciplinary action as advocated by FDLE Counsel for each case.

COMMISSION ACTION: *Commissioner Sandman moved that the Commission adopt* ***FDLE Counsel's*** *recommendation; seconded by Commissioner McIntosh; motion carried.*

COMMISSION ACTION: *Commissioner Ford called for a second motion on the B-Tabs previously presented. Commissioner Lofton moved that the Commission adopt* ***FDLE Counsel's recommendation; seconded by*** *Commissioner McIntosh; motion carried.*

VOLUNTARY RELINQUISHMENTS CONSENT AGENDA

Commission staff Stacy Lehman stated that C1 through C-23 were matters in which each of the Respondents were served an administrative complaint alleging a violation of officer standards. Each Respondent filed an election of rights stating he or she wished to voluntarily relinquish their certifications.

The following cases are tabs: C-1, Allen, Dawnte L.; C-2, Aponte, Robinson; C-3, Beard, John K.; C-4, Bradford, Jarda M.; C-6, Christ, Clinton H.; C-7, Diaz, Frank H.; C-8, Doss, Bradley J.; C-9, Estrada, Elizabeth; C-10, Hakman, Jason L.; C-11, Henderson, Joseph D.; C-12, Lawrence, Jana R.; C-13, Lawrence, Jana R.; C-14, Lee, Jasmine M.; C-15, Limauro, Travis W.; C-16, Monzietti, Adams; C-17, Parks, Matthew S.; C-19, Roll, Christopher R.; C-20, Shapiro, Michael C.; C-21, South, Heather M.; C-22, Ulrich, Jerome P.; C-23 Villalobos, Jamie.

RECOMMENDATION: FDLE Assistant General Counsel Natalie Pueschel requested the Commission to ACCEPT each of the Respondent's voluntary relinquishment of certification in these cases.

COMMISSION ACTION: *Vice-Chair Allen* ***moved that the Commission adopt FDLE Counsel's recommendation;*** *seconded by Commissioner Casimir; motion carried.*

Note: Commissioner Spaulding recused himself from Tab C-2; Commissioner Portman recused herself from Tab C-4, and Commissioner Nebbeling recused himself from Tab C-15.

DEFAULT – MORAL CHARACTER CONSENT AGENDA

Commission staff Stacy Lehman stated that Tabs D-1 through D-39, were matters in which each of the Respondents were served an administrative complaint alleging that each had committed misconduct and thereby failed to maintain good moral character as required by Section 943.13(7), F.S. Each Respondent was served an Administrative Complaint by certified mail, return receipt requested, by personal service or by publication in compliance with Section 120.60(5), F.S. Each Respondent failed to file an Election of Rights form or otherwise establish a disputed issue of material fact in response to the Administrative Complaint within 21 days of receipt of the agency pleading as required by Rule 28-106.111, F.A.C. By failing to request a hearing, the Respondents waived their right to any hearing where there was a disputed issue of material fact.

The following cases are tabs: D-1, Acevedo, Rosa I.; D-3 Arkuszeski, David M.; D-4, Bisque, Timothy J.; D-5, Carlisle, Tiara; D-6, Dauphinais, Jerry M.; D-7, Deon, Christina M.; D-8, Durden, Melvin J.; D-9, Finley, John T.; D-10, Gonzalez, Amnerys T.; D-11, Graham, Cameron D.; D-12, Holton, Amanda L.; D-13, Holton, Amanda L.; D-14, Hunlock, Raymond G.; D-15, MacConnell, Traviss D.; D-16, Marsh, Chad D.; D-17, McCoy, Nicholas C.; D-18, McCullough, Allen D.; D-19, McElvin, Eugene R.; D-20, Miller, Tina M.; D-21, Mingo, Jaron J.; D-22, Moyd, Raney; D-23, Reed, Jamecia A.; D-25, Richardson, Tennesa F.; D-27, Rivero, Manny; D-28, Robinson, Karen D.; D-29, Roddenberry, Adriene R.; D-30, Rodriguez, William A.; D-31, Scroggins, Nikki A.; D-32, Shiver, Elbert E.; D-33, Smith, Kneisha S.; D-34, Suarez, Israel B.; D-35, Sweeting, Stephanie; D-36, Vazquez, Markus; D-37, Walker, Erik M.; D-38, Whyley, Kimberly A.; D-39, Williams, Wendell L.

RECOMMENDATION: FDLE Assistant General Counsel Matt Casey requested Chair Ford to entertain a motion finding that the Respondents received proper notice of the Administrative Complaint and waived their right to a hearing.

COMMISSION ACTION: *Commissioner Sewell* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Bevan; motion carried.*

RECOMMENDATION: FDLE Assistant General Counsel Matt Casey requested Chair Ford to entertain a motion that the Commission admits into evidence the case materials set forth in each of these cases as *prima facie* evidence in support of the allegations set forth, adopt the findings of fact and law contained in the Administrative Complaint as

those of the Commission, and find each Respondent in violation of officer standards based upon the evidence and impose the disciplinary action as advocated by FDLE Counsel for each case.

COMMISSION ACTION: *Commissioner Riedl* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Lofton; motion carried.*

Note: Commissioner Harrison recused herself from Tab D-27.

DEFAULT – FELONY CONSENT AGENDA

Commission staff Stacy Lehman stated that Tabs E-1 through E-10 were matters in which each of the Respondents were served an Administrative Complaint alleging that each violated Section 943.13(7), F.S., and have pled guilty, nolo contendere, or have been found guilty of a felony. Each Respondent was served by certified mail, return receipt requested, by personal service or by publication, in compliance with Section 120.60(5), F.S. Each Respondent failed to file an Election of Rights form or otherwise establish a disputed issue of material fact in response to the Administrative Complaint within 21 days of receipt of the agency pleading as required by Rule 28-106.111, F.A.C. By failing to request a hearing, the Respondents waived their right to a hearing in which there was a disputed issue of material fact.

The following cases are tabs: E-1, Battaglia, Giacomo J.; E-2, Baumes, Norman J.; E-3, Clemens, Kyle.; E-4, Downs, Clark G.; E-5, Gerdert, David J.; E-6, Haessig, Holly A.; E-7, Richards, James C.; E-8, Richardson, Jeremy J.; E-9, Sanon, Lucson; E-10, Stevens, Matthew L.

RECOMMENDATION: FDLE Assistant General Counsel Natalie Pueschel requested Chair Ford to entertain a motion finding that the Respondents received proper notice of the Administrative Complaint, have waived their right to a hearing, and that the Commission admits into evidence the case materials set forth in the case as prima facie evidence in support of the allegations set forth, adopt the findings of fact and law contained in the Administrative Complaint as those of the Commission, and find the Respondents in violation of officer standards based upon the evidence and revoke certification.

COMMISSION ACTION: *Commissioner Prummell* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Harrison; motion carried.*

DEFAULT DENIAL CONSENT AGENDA

Commission staff Stacy Lehman stated that Tab F-1 through F-3 were matters in which the Respondents was served an Administrative Complaint alleging that the Respondent had committed misconduct and thereby failed to maintain good moral character as required by section 943.13(7) F.S. The Respondent was served an Administrative Complaint by certified mail, return receipt requested, by personal service, or by publication, in compliance with Section 120.60(5) F.S. Each Respondent failed to file an Election of Rights form or otherwise establish a disputed issue of material fact in response to the Administrative Complaint within 21 days of receipt of the agency pleading as required by Rule 28-106.111, F.A.C. By failing to request a hearing, the Respondent waived his right to a hearing in which there is a disputed issue of material fact.

The following cases are tabs: F-1, Alphord, Cammie M.; F-2, Eddleman, Kassidi; F-3, Rippy, Gala

RECOMMENDATION: FDLE Assistant General Counsel Matt Casey requested Chair Ford to entertain a motion finding that the Respondents received proper notice of the Administrative Complaint, have waived their right to a hearing, and that the Commission admits into evidence the case materials set forth in the case as prima facie evidence in support of the allegations set forth, adopt the findings of fact and law contained in the Administrative Complaint as

those of the Commission, and find the Respondents in violation of officer standards based upon the evidence and impose the disciplinary action as advocated by FDLE Counsel for each case.

COMMISSION ACTION: *Commissioner Pearson* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Sandman; motion carried.*

DEFAULT VIOLATION OF PROBATION CONSENT AGENDA

Commission staff Stacy Lehman stated that Tabs G-1 through G-3 were matters in which each of the Respondents were served an Administrative Complaint alleging a violation of commission-ordered probation. Each Respondent was served by certified mail; return receipt requested, by personal service or by publication, in compliance with Section 160.60(5), F. S. Each Respondent failed to file an Election of Rights form or otherwise establish a disputed issue of material fact in response to the Administrative Complaint within 21 days of receipt of the agency pleading as required by Rule 28-106.111, F.A.C. By failing to request a hearing, the Respondents waived their right to a hearing in which there was a disputed issue of material fact.

The following case was tab: G-1, Elrod, Shonda I.; G-2, Rowan, Anthony W.; G-3, Smith, James P.

RECOMMENDATION: FDLE Assistant General Counsel Natalie Pueschel Chair Ford to entertain a motion finding that the Respondents received proper notice of the Administrative Complaint and waived their right to a hearing; and that the Commission admits into evidence the case materials set forth in the case as prima facie evidence in support of the allegations set forth, adopt the findings of fact and law contained in the Administrative Complaint as those of the Commission, and find each Respondent in violation of officer standards based upon the evidence and impose the disciplinary action as advocated by FDLE Counsel for each case

COMMISSION ACTION: *Commissioner Prummell* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Spaulding; motion carried.*

RECOMMENDED ORDERS CONSENT AGENDA

Commission staff Stacy Lehman stated that Tab H-1 was a matter in which the Respondent requested a formal hearing before an Administrative Law Judge. The formal hearing has been held and the Administrative Law Judge has entered a Recommended Order in this case. The Respondent was given notice of the final hearing. The respondent failed to appear.

The following case was tab: H-1, Jean Mary, Daniel

RECOMMENDATION: FDLE Assistant General Counsel Matt Casey requested the Commission to ACCEPT the findings of fact, conclusions of law, and proposed penalties as set forth in the Recommended Order.

COMMISSION ACTION: *Commissioner Casimir* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Bevan; motion carried.*

MOTION TO VACATE/SET ASIDE CONSENT AGENDA

Commission staff Stacy Lehman stated that Tabs I1 – I7 are matters in which staff or FDLE Counsel determined that the Final Order should be vacated or set aside or the Respondent requested that the Final Order should be vacated or set aside.

The following cases are tabs: I-1, Akans, Kristin N.; I-2, Brennan, Taylor A.; I-3, Fletcher, Christopher A.; I-4, Jaime, Fabian H.; I-5, Nelson, Joshua D.; I-6, Smith, Blake; I-7, Willis, Quiana A.

RECOMMENDATION: FDLE Assistant General Counsel Natalie Pueschel respectfully requests that the Commission impose the position as advocated by FDLE Council for the aforementioned cases.

COMMISSION ACTION: *Commissioner Portman* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Nebbeling; motion carried.*

VOLUNTARY DISMISSAL CONSENT AGENDA

Commission staff Stacy Lehman stated that Tabs J-1 through J-5 are voluntary dismissal cases are matters in which staff or FDLE Counsel determined that these cases should be dismissed.

The following cases are tabs: J-1, Gazapian, Andrew C.; J-2, Jenkins, Jon R.; J-3, Montealegre, Jeffry; J-4, Talton, Sharon F.; J-5, Talton, Sharon F.

RECOMMENDATION: FDLE Assistant General Counsel Matt Casey respectfully requested the Commission dismiss these Administrative Complaints (or Letters of Denial).

COMMISSION ACTION: *Commissioner Lofton* ***moved that the Commission adopt FDLE Counsel's*** *recommendation; seconded by Commissioner Pearson; motion carried.*

Chairman Ford requested a motion to adjourn.

Commissioner Prummell *moved to adjourn the Officer Discipline Hearing; seconded by Vice-Chair Allen; motion carried.*

The minutes were prepared by Commission Secretary Kim Rowell of the Florida Department of Law Enforcement, Criminal Justice Professionalism, Post Office Box 1489, Tallahassee, Florida 32302.

AGENDA ITEM: 1

Criminal Justice Professionalism Updates

ISSUE NUMBER 1

This agenda item is presented to provide the Commission with information regarding Division initiatives, legislative initiatives, and the Criminal Justice Standards and Training Trust Fund.

EXECUTIVE SUMMARY

Director Dean Register will give an update on Division initiatives, legislative initiatives, and the Criminal Justice Standards and Training Trust Fund.

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

AGENDA ITEM: 2A (Amended 5/2/2022)

Criminal Justice Standards and Training Trust Fund Revenue Report for Fiscal Year 2021 – 2022

ISSUE NUMBER 1

This agenda item provides information to the Commission about Criminal Justice Standards and Training Trust Fund revenues and training disbursements through March 2022 of Fiscal Year 2021 – 2022, and the trust fund cash balance on March 31, 2022.

EXECUTIVE SUMMARY

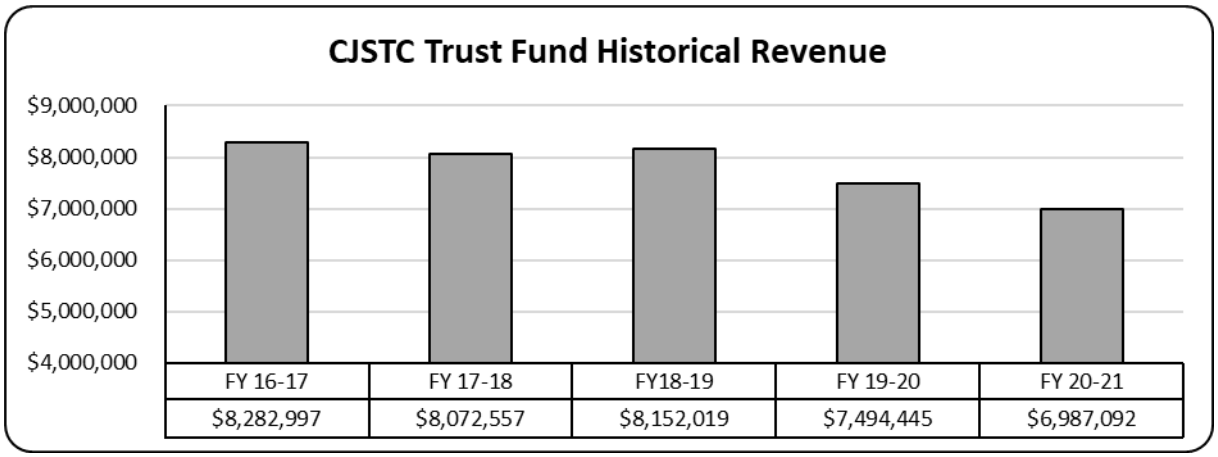
1. The Fiscal Year 2021 – 2022 operating budget for CJST Trust Fund dollars is $17,101,240.
2. Revenue (excluding examination and tuition fees) for the period July 2021 through March 2022, totaled $5,652,824.
3. Overall average monthly revenues increased when compared to Fiscal Year 2020 – 2021. Although for the first three quarters of Fiscal Year 2021 – 2022 revenues were $837,859 (or 17.4%) above what they were for the same period in Fiscal Year 2020 – 2021, they were $370,372 (or 6.1%) below what they were for the same period of FY 2019-2020.
4. The operating budget for officer training in Fiscal Year 2021 – 2022 totals $6,439,200, which provides $80 for each of the state's 80,490 officers. Disbursements through the third quarter of Fiscal Year 2021 – 2022 total $4,829,400.
5. The beginning cash balance in the CJS&T Trust Fund on July 1, 2021 was $6,035,320. The cash balance on March 31, 2022 was $5,089,513.

RECOMMENDATION(S): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.



SUPPORTING INFORMATION

CJST Trust Fund	FY 2021 – 2022 Operating Budget
Commission Business	$15,024,721
Salaries (including OPS)	$7,510,621
Operations	$ 1,074,900
Officer Training (paid from General Revenue)	$ 6,439,200
Administrative Hearings (Paid through Operating Trust Fund)	$ 0
Accreditation	$ 47,300
Florida Criminal Justice Executive Institute	$ 443,450
Alcohol Testing Program	$ 141,028
DARE	$ 36,000
Medical Examiners Commission	$ 19,500
Florida Law Enforcement Officers' Hall of Fame	$ 24,628
Violent Crime Drug Control Council/Witness Protection (Fund Shift)	$ 50,000
Other Operations (facility rent and insurance, and reserve authority)	$1,314,613
TOTAL BUDGET	$17,101,240

CJST Trust Fund Operations FY 2021 – 2022			
	Monthly Revenue*	Quarterly Disbursement for Officer Training	CJSTC Trust Fund Cash Balance
July 1, 2021 beginning cash balance			$ 6,035,320
July	$ 671,206	$1,609,800	
August	$ 617,042	N/A	
September	$ 610,181	N/A	
October	$ 606,933	$1,609,800	
November	$ 609,474	N/A	
December	$ 618,170	N/A	
January	$ 647,509	$1,609,800	
February	$ 626,496	N/A	
March	$ 645,813	N/A	
April		N/A	
May		N/A	
June		N/A	
Year-to-Date	$ 5,652,824	$4,829,400	
Cash Balance March 31, 2022			$ 5,089,513

*Revenue is based on the monthly transfer of funds (for civil fines and court costs) to FDLE from the Department of Revenue. Examination and tuition fees are not included.

AGENDA ITEM: 2B

Criminal Justice Standards and Training Trust Fund Officer Training Monies: Trust Fund Audit Recommendations for Region XVI for Fiscal Year 2019 – 2020, and Regions III, VII, IX, XI, and XV for Fiscal Year 2020 – 2021

ISSUE NUMBER 1

This agenda item is presented to the Commission to request approval for the final audit recommendations for Region XVI for FY 2019 – 2020 and Regions III, VII, IX, XI, and XV for FY 2020 – 2021. The audits are only included in the Commission and Commission staff's packets.

EXECUTIVE SUMMARY

1. Section 943.25(4), F.S., requires that the Commission establish, implement, supervise, and evaluate the expenditures of the Criminal Justice Standards and Training Trust Fund for Commission-approved advanced and specialized training program courses.
2. Rule 11B-18.010, F.A.C., requires that the Commission audit any training facility or program and fiscal agent's accounting records and procedures for compliance with laws, rules, budget provisions, and contractual agreements.
3. Perfect Audits:

   Region III: Pat Thomas Law Enforcement Academy, Florida Public Safety Institute

   Region VII: Criminal Justice Academy of Osceola
   Volusia Sheriff's Office Training Academy

   Region IX: Hillsborough Community College, Criminal Justice Institute
   St. Petersburg College, Southeastern Public Safety Institute

   Region XV: Florida Department of Highway Safety and Motor Vehicles, Florida Highway Patrol Training Academy

RECOMMENDATION(s): Commission staff recommends the Commission approve the audit findings and recommended corrective actions for Region XVI for Fiscal Year 2019 – 2020 and Region III, VII, IX, XI, and XV for FY 2020 – 2021 as presented to the Commission.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: The training school and region has 60 days to respond favorably to the audit. Failure to respond within 60 days after Commission action would result in the Commission writing a letter of concern to the administrative head of the training school requesting a written response to the audit. Continued failure to comply with the aforementioned authority shall result in the Commission writing a letter of censure to the administrative head of the training school requesting a written plan for compliance with applicable statutes and rules.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: The Commission would continue the audit to a future Commission meeting and direct Commission staff to work with the region to ensure that the audits are in compliance with Chapter 943, F.S., and Rule Chapter 11B-18, F.A.C.

SUPPORTING INFORMATION

The supporting information for this agenda item is only provided to the Commission and Commission staff and is not available to the public.

- FY 2019 – 2020 for Region XVI, pages 1 – 41.
- FY 2020 – 2021 for Region III, pages 1 – 7.
- FY 2020 -- 2021 for Region VII, pages 1 - 11.
- FY 2020 – 2021 for Region IX, pages 1 – 11.
- FY 2020 – 2021 for Region XI, pages 1 – 13.
- FY 2020 – 2021 for Region XV, pages 1 – 7.

AGENDA ITEM: 2C

Criminal Justice Standards and Training Trust Fund Officer Training Monies: Fiscal Year 2022 – 2023 Operating Budget Requests

ISSUE NUMBER 1

Fiscal Year 2022 – 2023 Operating Budget Requests

EXECUTIVE SUMMARY

1. Section 11B-18.0052, F.A.C., requires the Criminal Justice Professionalism Division to notify the Regional Training Councils of the projected allocation of officer training monies by July 1 of each year.

2. The proposed distribution of the $6,274,880.00 allocation is determined by the total regional officer count of 78,436 at the rate of $80.00 per officer. Each Commission-certified criminal justice training school submits a budget request to their Regional Training Council for approval and the Regional Chairpersons forward the respective region's budget(s) to Commission staff for review and approval.

3. Operating Budget Requests.
   A. All budgets shall comply with the following Officer Training Monies Expenditure Formula:
   - Administrative Category - No more than 5%
   - Training Category - No less than 80%
   - Operating Capital Outlay Category - No more than 15%

   B. Details for the Fiscal Year 2022 – 2023 Operating Budget Requests begin on page 2. These budgets have been reviewed and approved by Commission staff.

   C. The following is a summary of the Operating Budget Requests for Fiscal Year 2022 – 2023:

• Region I	$171,680.00	Region IX	$642,480.00
• Region II	$76,560.00	Region X	$347,360.00
• Region III	$116,080.00	Region XI	$157,920.00
• Region IV	$145,680.00	Region XII	$321,760.00
• Region V	$342,160.00	Region XIII	$436,080.00
• Region VI	$138,240.00	Region XIV	$780,160.00
• Region VII	$800,480.00	Region XV	$290,800.00
• Region VIII	$159,680.00	Region XVI	$1,347,760.00

RECOMMENDATION(s): Commission staff recommends that the Commission approve the allocation of officer training monies for the Fiscal Year 2022 – 2023 Operating Budget Requests.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: The training schools will receive operating funds for Fiscal Year 2022 – 2023.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: The training schools will not receive operating funds for Fiscal Year 2022 – 2023.

SUPPORTING INFORMATION

The following Operating Budgets have been reviewed and approved by the Criminal Justice Professionalism Division.

REGION I - TOTAL ALLOCATION FY 2022 - 2023			$171,680.00
Regional Administrative Cost	2.59%	$4,450.00	
A. George tone Vo-Tech Center	$1,450.00		
B. Northwest Florida State College	$3,000.00		
Regional Training Cost	97.41%	$167,230.00	
A. George Stone Vo-Tech Center	$103,270.00		
B. Northwest Florida State College	$63,960.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. George Stone Vo-Tech Center	$0.00		
None Budgeted			
B. Northwest Florida State College	$0.00		
None Budgeted			

REGION II - TOTAL ALLOCATION FY 2022 - 2023			$76,560.00
Regional Administrative Cost	3.93%	$3,009.00	
A. Gulf Coast State College	$2,625.00		
B. Chipola College	$384.00		
C. Florida Panhandle Technical College	$0.00		
Regional Training Cost	96.07%	$73,551.00	
A. Gulf Coast State College	$50,335.00		
B. Chipola College	$12,816.00		
C. Florida Panhandle Technical College	$10,400.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Gulf Coast State College	$0.00		
None Budgeted			
B. Chipola College	$0.00		
None Budgeted			
C. Florida Panhandle Technical College	$0.00		
None Budgeted			

REGION III - TOTAL ALLOCATION FY 2022 - 2023			$116,080.00
Regional Administrative Cost	5%	$5,804.00	
A. Tallahassee Community College	$5,804.00		
Regional Training Cost	95%	$110,276.00	
A. Tallahassee Community College	$110,276.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Tallahassee Community College	$0.00		
None Budgeted			

REGION IV - TOTAL ALLOCATION FY 2022 - 2023			$145,680.00
Regional Administrative Cost	8.64%*	$12,588.00	
A. Santa Fe College	$6,588.00		
B. Florida Gateway College	$3,000.00		
C. North Florida College	$3,000.00		
Regional Training Cost	91.36%	$133,092.00	
A. Santa Fe College	$79,572.00		
B. Florida Gateway College	$30,840.00		
C. North Florida College	$22,680.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Santa Fe College	$0.00		
None Budgeted			
B. Florida Gateway College	$0.00		
None Budgeted			
C. North Florida College	$0.00		
None Budgeted			

REGION V - TOTAL ALLOCATION FY 2022 - 2023			$342,160.00
Regional Administrative Cost	2.88%	$9,865.00	
A. Northeast Florida Criminal Justice Center	$4,829.00		
B. St. Johns River State College	$5,036.00		
Regional Training Cost	90.06%	$308,151.00	
A. Northeast Florida Criminal Justice Center	$212,467.00		
B. St. Johns River State College	$95,684.00		
Regional Operating Capital Outlay Cost	7.06%	$24,144.00	
A. Northeast Florida Criminal Justice Center.	$24,144.00		
Unobligated Funds ($24,144.00)			
B. St. Johns River State College	$0.00		
None Budgeted			

REGION VI – TOTAL ALLOCATION FY 2022 - 2023			$138,240.00
Regional Administrative Cost	7.5%*	$10,374.00	
A. College of Central Florida	$5,274.00		
B. Citrus County Public Safety Training Center	$5,100.00		
Regional Training Cost	91.77%	$126,866.00	
A. College of Central Florida	$75,287.60		
B. Citrus County Public Safety Training Center	$51,578.40		
Regional Operating Capital Outlay Cost	0.72%	$1,000.00	
A. College of Central Florida	$1,000.00		
Unobligated Funds ($1,000.00)			
B. Citrus County Public Safety Training Center	$0.00		
None Budgeted			

REGION VII - TOTAL ALLOCATION FY 2022 - 2023			$800,480.00
Regional Administrative Cost	2.84%	$22,748.00	
A. Eastern Florida State College	$8,032.00		
B. Valencia College	$0.00		
C. Daytona State College	$800.00		
D. Criminal Justice Academy of Osceola	$3,576.00		
E. Lake Technical College	$3,224.00		
F. Seminole State College	$7,116.00		
Regional Training Cost	95.03%	$760,692.00	
A. Eastern Florida State College	$112,608.00		
B. Valencia College	$321,040.00		
C. Daytona State College	$124,592.00		
D. Criminal Justice Academy of Osceola	$57,216.00		
E. Lake Technical College	$58,032.00		
F. Seminole State College	$87,204.00		
Regional Operating Capital Outlay Cost	2.13%	$17,040.00	
A. Eastern Florida State College	$0.00		
None Budgeted			
B. Valencia College	$0.00		
None Budgeted			
C. Daytona State College	$3,088.00		
Unobligated Funds ($3,088.00)			
D. Criminal Justice Academy of Osceola	$10,728.00		
Unobligated Funds ($10,728.00)			
E. Lake Technical College	$3,224.00		
Unobligated Funds ($3,224.00)			
F. Seminole State College	$0.00		
None Budgeted			

REGION VIII - TOTAL ALLOCATION FY 2022 - 2023			$159,680.00
Regional Administrative Cost	5%	$7,984.00	
A. Polk State College	$6,108.00		
B. South Florida State College	$1,876.00		
Regional Training Cost	80%	$127,744.00	
A. Polk State College	$97,728.00		
B. South Florida State College	$30,016.00		
Regional Operating Capital Outlay Cost	15%	$23,952.00	
A. Polk State College	$18,324.00		
Unobligated Funds ($18,324.00)			
B. South Florida State College	$5,628.00		
Unobligated Funds ($5,628.00)			

REGION IX - TOTAL ALLOCATION FY 2022 - 2023			$642,480.00
Regional Administrative Cost	4.95%	$31,791.76	
A. Hillsborough Community College	$13,216.00		
B. Manatee Technical College	$5,344.76		
C. Pasco-Hernando State College	$895.00		
D. St. Petersburg College	$10,972.00		
E. Manatee County Sheriff's Office	$1,364.00		
Regional Training Cost	95.05%	$610,688.24	
A. Hillsborough Community College	$251,104.00		
B. Manatee Technical College	$44,899.24		
C. Pasco-Hernando State College	$80,305.00		
D. St. Petersburg College	$208,468.00		
E. Manatee County Sheriff's Office	$25,916.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Hillsborough Community College	$0.00		
None Budgeted			
B. Manatee Technical College	$0.00		
None Budgeted			
C. Pasco-Hernando State College	$0.00		
None Budgeted			

REGION IX - TOTAL ALLOCATION FY 2022 – 2023, continued		
D. St. Petersburg College		$0.00
	None Budgeted	
E. Manatee County Sheriff's Office		$0.00
	None Budgeted	

REGION X - TOTAL ALLOCATION FY 2022 - 2023			$347,360.00
Regional Administrative Cost	6.24%*	$21,668.00	
A. Suncoast Technical College	$6,612.00		
B. Southwest Florida Public Service Academy	$15,056.00		
Regional Training Cost	93.76%	$325,692.00	
A. Suncoast Technical College	$77,628.00		
B. Southwest Florida Public Service Academy	$248,064.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Suncoast Technical College	$0.00		
None Budgeted			
B. Southwest Florida Public Service Academy	$0.00		
None Budgeted			

REGION XI - TOTAL ALLOCATION FY 2022 - 2023			$157,920.00
Regional Administrative Cost	7%*	$11,054.00	
A. Indian River State College	$11,054.00		
Regional Training Cost	93%	$146,866.00	
A. Indian River State College	$146,866.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Indian River State College	$0.00		
None Budgeted			

REGION XII - TOTAL ALLOCATION FY 2022 - 2023			$321,760.00
Regional Administrative Cost	5%	$16,088.00	
A. Palm Beach State College	$16,088.00		

REGION XII - TOTAL ALLOCATION FY 2022 – 2023, continued			
Regional Training Cost	80%	257,408.00	
A. Palm Beach State College	$257,408.00		
Regional Operating Capital Outlay Cost	15%	$48,264.00	
A. Palm Beach State College	$48,264.00		
Unobligated Funds ($48,264.00)			

REGION XIII - TOTAL ALLOCATION FY 2022 - 2023			$436,080.00
Regional Administrative Cost	5.87%*	$25,604.00	
A. Broward College	$25,604.00		
Regional Training Cost	94.13%	$410,476.00	
A. Broward College	$410,476.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Broward College	$0.00		
None Budgeted			

REGION XIV - TOTAL ALLOCATION FY 2022 - 2023			$780,160.00
Regional Administrative Cost	5%	$39,008.00	
A. The College of the Florida Keys	$0.00		
B. Miami Police Training Center	$0.00		
C. Miami-Dade Public Safety Training Center	$0.00		
D. Miami-Dade College (School of Justice)	$39,008.00		
Regional Training Cost	95%	$741,152.00	
A. The College of the Florida Keys	$41,739.00		
B. Miami Police Training Center	$117,024.00		
C. Miami-Dade Public Safety Training Center	$270,481.00		
D. Miami Dade College (School of Justice)	$311,908.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. The College of the Florida Keys	$0.00		
None Budgeted			
B. Miami Police Training Center	$0.00		
None Budgeted			
C. Miami-Dade Public Safety Training Center	$0.00		
None Budgeted			
D. Miami Dade College (School of Justice)	$0.00		
None Budgeted			

REGION XV - TOTAL ALLOCATION FY 2022 - 2023			$290,800.00
Regional Administrative Cost	5%	$14,540.00	
A. Tallahassee Community College (State Agencies)	$14,540.00		
Regional Training Cost	95%	$276,260.00	
A. Tallahassee Community College (State Agencies)	$276,260.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Tallahassee Community College (State Agencies)	$0.00		
None Budgeted			

REGION XVI - TOTAL ALLOCATION FY 2022 - 2023			$1,347,760.00
Regional Administrative Cost	5.15%*	$69,388.00	
A. Florida Department of Corrections	$69,388.00		
Regional Training Cost	94.85%	$1,278,372.00	
A. Florida Department of Corrections	$1,278,372.00		
Regional Operating Capital Outlay Cost	0%	$0.00	
A. Florida Department of Corrections	$0.00		
None Budgeted			

*Note: Regions reflecting more than five percent (5%) budgeted in Administration have deducted travel allowances for Regional Chairpersons, Training Center Director(s) (or their designee), and Fiscal Agents to attend Commission Workshops, prior to application of Revised Formula, and/or Training Center Directors (or their designee) to attend Commission Meetings, prior to application of the Commission's Trust Fund Expenditure Formula.

AGENDA ITEM: 3

Results of the 2021 Criminal Justice Training School Customer Satisfaction Survey

ISSUE NUMBER 1

In order to effectively evaluate the level of service that the training schools are providing to the criminal justice agencies, an internet survey was made available to the agencies from September 23, 2021, until December 3, 2021.

EXECUTIVE SUMMARY

The 2021 Criminal Justice Training School Customer Satisfaction Survey contained 13 questions, a field for providing an explanation for less than acceptable ratings, and a comments field for suggestions for improving the training schools. The survey was provided to over 500 criminal justice agencies. A total of 227 surveys were completed during the 10-week survey. The survey questions and a summary of the results are as follows:

1. The training school solicits your input in matters relating to training or administering the criminal justice training program.

Strongly Agree	115	50.44%
Agree	69	30.26%
Neither agree nor disagree	16	7.02%
Disagree	13	5.70%
Strongly Disagree	1	.44%
No Opinion/Not Observed	13	6.14%

2. The training school is receptive to suggestions or changes recommended by your agency.

Strongly Agree	112	49.12%
Agree	60	26.32%
Neither agree nor disagree	26	11.40%
Disagree	6	2.63%
Strongly Disagree	0	0.00%
No Opinion/Not Observed	23	10.53%

3. The training school holds sufficient meetings with user agency administrators.

Strongly Agree	86	37.72%
Agree	67	29.38%
Neither agree nor disagree	20	8.77%
Disagree	15	6.58%
Strongly Disagree	3	1.32%
No Opinion/Not Observed	36	16.23%

4. The parent institution provides adequate funding to support the training center.

Strongly Agree	71	31.14%
Agree	81	35.53%
Neither agree nor disagree	26	11.40%
Disagree	1	.44%
Strongly Disagree	3	1.32%
No Opinion/Not Observed	45	20.17%

5. The established advisory committee or Regional Training Council is effective in providing guidance to the training schools.

Strongly Agree	95	41.67%
Agree	65	28.51%
Neither agree nor disagree	19	8.33%
Disagree	7	3.07%
Strongly Disagree	0	0.00%
No Opinion/Not Observed	41	18.42%

6. The training school communicates with my agency regarding the performance of my recruit(s).

Strongly Agree	84	36.84%
Agree	58	25.44%
Neither agree nor disagree	11	4.82%
Disagree	6	2.63%
Strongly Disagree	2	.88%
No Opinion/Not Observed	66	29.39%

7. The training school instructors are competent, ethical, and effective.

Strongly Agree	129	57.02%
Agree	82	35.96%
Neither agree nor disagree	6	2.63%
Disagree	2	.88%
Strongly Disagree	0	0.00%
No Opinion/Not Observed	8	3.51%

8. The training school provides adequate and appropriate training facilities.

Strongly Agree	141	62.28%
Agree	78	34.21%
Neither agree nor disagree	4	1.75%
Disagree	2	.88%
Strongly Disagree	1	.44%
No Opinion/Not Observed	1	.44%

9. Training school graduates display mastery of knowledge and skills to enter the field training officer program.

Strongly Agree	78	34.65%
Agree	110	48.25%
Neither agree nor disagree	12	5.26%
Disagree	7	3.07%
Strongly Disagree	2	.88%
No Opinion/Not Observed	18	7.89%

10. The training school provides sufficient advanced notice of training courses being offered.

Strongly Agree	130	57.45%
Agree	80	35.09%
Neither agree nor disagree	9	3.95%
Disagree	4	1.75%
Strongly Disagree	2	.88%
No Opinion/Not Observed	2	.88%

11. The training school provides sufficient notice of course cancellations, changes in times, or changes in classrooms.

Strongly Agree	122	53.95%
Agree	91	39.91%
Neither agree nor disagree	7	3.07%
Disagree	2	.88%
Strongly Disagree	1	.44%
No Opinion/Not Observed	4	1.75%

12. **The training school responds to your agency's needs in a timely fashion. This includes mailing your agency's paperwork and certificates to you promptly.**

Strongly Agree	135	59.65%
Agree	73	32.02%
Neither agree nor disagree	7	3.07%
Disagree	4	1.75%
Strongly Disagree	0	0.00%
No Opinion/Not Observed	8	3.51%

13. **The training school provides sufficient and appropriate courses to meet your agency's training needs.**

Strongly Agree	110	48.68%
Agree	88	38.60%
Neither agree nor disagree	17	7.45%
Disagree	6	2.63%
Strongly Disagree	3	1.32%
No Opinion/Not Observed	3	1.32%

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

SUPPORTING INFORMATION

- Summary of responses to the 2021 Criminal Justice Training School Customer Satisfaction Survey (by training schools), pages 4 - 5.

2021 Criminal Justice Training School Customer Satisfaction Survey	
School	Response Count
Broward College Institute for Public Safety	5
Broward County Sheriff's Office Institute for Criminal Justice Studies	0
Chipola College Criminal Justice Training Center	6
Citrus County Public Safety Training Center	1
College of Central Florida Criminal Justice Institute	3
Criminal Justice Academy of Osceola	6
Daytona State College School of Emergency Services	15
Eastern Florida State College Public Safety Institute	8
Florida Department of Corrections Staff Development & Training	4
Florida Department of Law Enforcement Bureau of Professional Development	1
Florida Fish and Wildlife Conservation Commission Law Enforcement Training Center	0
Florida Gateway College Public Service Training Center at Olustee	5
Florida Highway Patrol Training Academy	0
The College of the Florida Keys Institute for Public Safety	3
Florida Panhandle Technical College Public Safety Institute	5
George Stone Technical College Criminal Justice Training Center	4
Gulf Coast State College Criminal Justice Training Academy Division of Public Safety	6
Hillsborough Community College Ybor City Campus Criminal Justice Institute	4
Hillsborough County Sheriff's Office Training Center	0
Indian River State College Criminal Justice Institute	8
Lake Technical College Criminal Justice Academy	8
Manatee Sheriff's Office Training Center	0
Manatee Technical College Criminal Justice Academy	5

Miami Dade College School of Justice	6
Miami Dade Public Safety Training Institute	3
Miami Police Training Center	4
North Florida College Public Safety Academy	3
Northeast Florida Criminal Justice Center	8
Northwest Florida State College Criminal Justice Training Center	5
Palm Beach State College Criminal Justice Institute	9
Pasco-Hernando State College Public Service Technology Center	5
Polk State College Kenneth C. Thompson Institute of Public Safety	8
Santa Fe College Institute of Public Safety	3
Seminole State College Center for Public Safety	12
South Florida State College Criminal Justice Academy	5
Southwest Florida Public Service Academy	12
St. Johns River State College Criminal Justice Training Program	6
St. Petersburg College Southeastern Public Safety Institute	8
Suncoast Technical College Criminal Justice Academy	13
Suncoast Technical Education Center Criminal Justice Training Academy	0
Tallahassee Community College Florida Public Safety Institute Pat Thomas LE Academy	8
Valencia College Criminal Justice Institute	11
Volusia Sheriff's Office Training Academy	1
TOTAL REPONSES TO THE SURVEY	227

AGENDA ITEM: 4

2021 Criminal Justice Agency Profile (CJAP) Report

ISSUE NUMBER 1

Section 943.18, F.S., requires that the Criminal Justice Standards and Training Commission, "*...make a comprehensive study of the compensation and benefits paid to law enforcement and correctional officers throughout the state...,"* to include factors upon which compensation is based. This report is intended for use by law enforcement and correctional agencies, as well as local and state governments, as a tool to evaluate the sufficiency of compensation paid to criminal justice personnel throughout Florida.

EXECUTIVE SUMMARY

1. The 2021 CJAP Report contains information on officer demographics, compensation, benefits, training programs, and specialized units. The report is available on the FDLE internet site (www.fdle.state.fl.us). From the home page select "Quick Links". The Criminal Justice Agency Profile Report appears alphabetically in the links listed under 'Criminal Justice Professionalism Division'.
2. The 2021 CJAP Report is separated by disciplines for a comparison of compensation and benefits of responding agencies. The data was collected from surveys distributed to the agency heads of all state, county, and city law enforcement and correctional agencies, and is based on the minimum compensation for entry-level officers.
3. A list of the survey data elements collected and reported in the 2021 CJAP Report is on page 2.

RECOMMENDATION(s): Commission staff requests that the Commission review and approve the 2021 CJAP Report. The 2021 CJAP survey results will be placed on the FDLE website and available to criminal justice agencies and the public.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: The 2021 CJAP Report will be approved and available accordingly.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: The 2021 CJAP Report will not be available as required by Section 943.18, F.S.

SUPPORTING INFORMATION

1. The 2021 CJAP Report is available on the FDLE internet site (www.fdle.state.fl.us).
2. The 2021 Data Representative of Florida Criminal Justice Agencies is on page 2.
3. 943.18 Compensation and benefits study; recommendation. --The commission shall make a comprehensive study of the compensation and benefits paid to law enforcement officers and correctional officers throughout the state. Among the items to be researched shall be variation in salary scale, education and training of officers, retirement and pension programs, and any other factors on which compensation is based. The commission shall make recommendations to the Legislature for achieving uniformity in compensation for officers with equal or comparable responsibilities, experience, education, and training. History. --s. 7, ch. 74-386; s. 4, ch. 78-323; s. 8, ch. 80-71; ss. 11, 24, 25, ch. 81-24; s. 1, ch. 82-46; s. 2, ch. 83-265; s. 24, ch. 84-254; ss. 5, 6, ch. 87-186; s. 5, ch. 91-429.

SUPPLEMENTAL INFORMATION

Criminal Justice Standards & Training Commission
Criminal Justice Agency Profile (CJAP) Report

2021 Data Representative of Florida Criminal Justice Agencies:

Agency Information	Salary	Requirements & Pre-Requisites	Weapons Issued (Lethal)	Weapons Issued (Non-Lethal)	Supplemental Programs	Training	Special Units	Canine Unit	Insurance	Benefits & Retirement	Statistical Reports
Employ Sworn LE or CO Officers	Entry Salary	Minimum Education (Entry)	Handgun	Baton / ASP	Take Home Vehicle	Length of FTO Program (Weeks)	Narcotics Unit	Dog Types	Life Insurance	Special Risk (State)	Attrition
Collective Bargaining Unit	First Line Supervisor Minimum Salary	Minimum Education (Promotion)	Shotgun	Chemical Agents / OC Spray	In-Service Physical Fitness/ Wellness	Continued Training Required	Tactical Unit/ SWAT / ERT	Trained For	Medical Insurance	Special Risk (County)	Officer Population
Agency Official Elected or Appointed	Middle Management Minimum Salary	Minimum Age	Rifle	Dart-Firing Stun Gun / Taser	Tuition Reimbursement	Defensive Tactics	Internal Affairs	Number of Canine Teams	Dental Insurance	Special Risk (Local or Private)	Race and Gender
Agency Accredited	Enhanced Minimum Salary Based on Experience?	Standard Shift (Hours)	Based on Job Duties	Rubber Bullets	Sponsor Recruits	Firearms	Training Unit	Certified	Disability Insurance	Deferred Comp Plan	Ratios
(If yes:) Accrediting Agency	Longevity Pay	Probationary Period (Months)	Based on Shift	Bean Bag Projectile	Utilize Body Cameras	Dart-Firing Stun Gun	Gang Unit	*(if yes:)* Certified Through		Local Retirement Plan	Full-Time Officers Hired
	Overtime Pay	Fitness a Condition of Employment	None	Pepper Ball	Dashboard Cameras	CPR/AED /First Aid	Canine Unit			401K	
	Shift Differential Pay	Psychological Exam		Other	Provide Ballistic Vests	In-Service Physical Fitness	Bomb Squad			Deferred Retirement Option Program (DROP)	
		Voice Stress Analysis		None	Equip with Naloxone	Chemical Agents	Regional / Countywide Response Teams			Other Retirement Plan	
		Polygraph Exam				Driving	School Resource Officer			No Retirement Plan	
		Physical Fitness / Agility Test					None			Annual Vacation (Hours)	
		Vision Requirement								Annual Sick Leave (Hours)	
		Interview / Oral Board								Paid Holidays	
		Written Test, TABE, etc.								Personal Days	
		Previous CJ Experience								Accrual Change	
		Prior CJ Employment								Sick Leave Buy Back	
		Restrictive Tobacco Policy								Conversion of Sick Leave to Annual	
		Driving History									
		Swimming Test									

AGENDA ITEM: 5

Officer Training; Specialized Training Program: Victims of Sexual Offenses, course number 1418 (New)

ISSUE NUMBER 1

This agenda item is presented to the Commission to request approval of the new Specialized Training Program course: Victims of Sexual Offenses, number 1418.

EXECUTIVE SUMMARY

1. The Commission is responsible for maintaining Specialized Training Program Courses for Commission-certified law enforcement, correctional, and correctional probation officers. Courses in the Specialized Training Program may be delivered using Criminal Justice Standards and Training Officer Training Trust Fund Monies.
2. In the 2021 Legislative Session, the Legislature passed House Bill 1189, creating s. 943.1724, Florida Statutes. This bill requires the Commission to create instruction for law enforcement recruits and current officers on the response to sexual offenses. This training must be developed by July 1, 2022, in consultation with the Florida Council Against Sexual Violence (FCASV). Further, the bill requires all law enforcement officers to complete the training as a part of basic recruit training or as a part of mandatory retraining before July 1, 2024. If an officer fails to complete training by that date, their certification will be inactive until they complete it.
3. To meet the requirements of House Bill 1189, Commission staff worked with the Florida Council Against Sexual Violence (FCASV) to develop this online course and ensure the training reflects a culturally responsive, trauma-informed approach to investigating incidents of sexual offenses. Additionally, the course material has been incorporated into the Law Enforcement Basic Recruit curricula in the 2022.7 version and added as a training requirement for applicants taking the Law Enforcement Officer Proficiency Course following approval for an Equivalency of Training.

RECOMMENDATION(s): Commission staff recommends the Commission approve the new 2-hour Victims of Sexual Offenses, course number 1418, in the Specialized Training Program, with an effective date of May 12, 2022.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A "yes" vote shall make available officer training on a culturally responsive, trauma-informed approach to investigating incidents of sexual offense.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A "no" vote will delay availability of officer training on a culturally responsive, trauma-informed approach to investigating incidents of sexual offense.

SUPPORTING INFORMATION

The supporting information for this agenda item is only provided to the Commission and Commission staff and is not available to the public.

- Attachment 1: Course Review Link: https://360.articulate.com/review/content/9652026a-dbad-48c3-989f-a108baad1e50/review

AGENDA ITEM: 6A

Request for Variance or Waiver: Request for a Permanent Waiver of Rule 11B-27.002(4)(a), F.A.C., by James Gray

ISSUE NUMBER 1

This agenda item is presented to the Commission by James Gray to request a permanent waiver of Rule 11B-27.002(4)(a), F.A.C.

EXECUTIVE SUMMARY

1. Petitioner James Gray is seeking a waiver of Rule 11B-27.002(4)(a) and wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.
2. Petitioner began Law Enforcement Basic Recruit training on August 06, 2013. Petitioner has not worked in a sworn capacity as a law enforcement officer; however, he completed crossover to correctional officer training in June of 2015 and is currently a correctional officer with the Nassau County Sheriff's Office.
3. The Nassau County Sheriff's Office is in support of the petition.

RECOMMENDATION(S): Commission staff recommends that the Commission DENY the petition for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Mr. Gray's request for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C., shall not be granted and he will not be eligible to become a certified law enforcement officer.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Mr. Gray's request for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C., shall be granted and he shall have 90 days from the date of the final order to gain employment and certification as a law enforcement officer.

SUPPORTING INFORMATION

1. Rule 11B-27.002(4)(a), F.A.C., Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers, page 2.
2. Section 120.542, F.S., Variances and Waivers, page 2.
3. Petition for Waiver of Rule 11B-27.002(4)(a), F.A.C., by James Gray, pages 3 - 21.
4. Global Profile Sheet for James Gray, pages 22 – 24.
5. Nassau County Sheriff's Office Letter of Support, page 25.
6. Florida Administrative Registry Notice, page 26.
7. Notice of Hearing, page 27.

11 B-27.002; Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

(4)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.
Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.133, 943.139, 943.1395 FS. History–New 10-6-82, Amended 4-26-84, 1-7-85, Formerly 11B-27.02, Amended 9-3-87, 3-29-89, 5-14-92, 12-13-92, 9-5-93, 1-19-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 9-14-17, 8-15-18, 7-9-19, 5-5-20, 5-20-21.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, "substantial hardship" means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, "principles of fairness" are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.
History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

JAMES J. GRAY

[redacted]

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
GENERAL COUNSEL AGENCY CLERK
P.O. BOX 1489
TALLAHASSEE, FL 32302

Date: 02/07/2022
Re: James J. Gray-Petition for Waiver or Variance

Dear Sir or Madam:

Please find enclosed the Original of my Petition for Variance From or Waiver of Rule 11B-27.002 (Four year employment rule). I believe it is self-explanatory but you may reach me at my contact information listed below with any questions.

I attended the law enforcement academy and passed the state exam and eventually obtained employment—just not within 4 years.

I have tried to follow the instructions listed in the FDLE website:

a. I am filing the Original with you (attached)
b. A copy is being mailed to the Department of Administrative Hearings.
c. I am also emailing a copy of the Original to your email address.

Thank you for your assistance.

Sincerely,
James J. Gray

[redacted]

James J. Gray

IN THE OFFICE OF THE GENERAL COUNSEL, FLORIDA DEPARTMENT OF LAW ENFORCEMENT-AGENCY CLERK

Re: James J. Gray, **Case No.:**
Petitioner.

Petition for Variance From or Waiver of Florida Administrative Code Rule 11B-27.002 (4) (Four Year Employment Rule)

The Petitioner herein, **James J. Gray**, respectfully files this Petition for Variance From or Waiver of Florida Administrative Code, Rule 11B-27.002 (4) (Four Year Employment Rule) and shows as follows:

1. **Jurisdiction:** The Florida Department of Law Enforcement (Hereinafter referred to as "the Department") and its statutorily established officer certification division, the Criminal Justice Standards Training Commission (CJSTC) exercise statutory and administrative oversight on all matters pertaining to the qualifications, education, training, testing, certification and discipline of law enforcement and corrections officers in the state of Florida under the provisions of Chapter 943, Florida Statutes. This Petition, seeking a permanent waiver or variance from the requirements of Rule 11B-27.002 (4), Fla. Admin. Code, falls within the discretionary jurisdiction of the Department. The Petitioner is a graduate of a certified law enforcement academy and state corrections academy and has passed the state certification examinations in both disciplines. Although he is presently employed by a law enforcement agency he failed to obtain employment with that agency within four (4) years of entering the law enforcement academy and his certification was never activated. As such he is a "person subject to the rule" and has standing to seek review of the application of the rule or a waiver of or variance from the rule.

2. Chapter 943, Florida Statutes, is the legislative enactment that codifies the law of the state of Florida regarding the minimum qualifications of, the training requirements of, the testing of, and certification of individuals who are licensed as sworn officers (law enforcement and corrections) within this State. Rule 11B-27.002 (4), Fla. Admin. Code, provides the administrative code regulations which implement the statutory requirements. Both the statute and the administrative code are in harmony as to the minimum qualifications for certification as a state officer. Both have the requirements of citizenship, age, high school education and limitations on violations of the criminal statutes and prohibition of moral character violations. Both the statute and the administrative code require the individual to attend and graduate from a certified training academy and to pass a state certification examination. The administrative code contains an additional requirement that within four (4) years of enrollment and beginning the curriculum at a certified academy that the individual must obtain employment at an

agency which employs that individual in his "discipline area" either corrections or law enforcement. Rule 11B-27.002 (4), Fla. Admin. Code, provides in relevant part:

> (4)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer. (emphasis added)

3. Upon obtaining gainful employment in that discipline at an agency, by custom and practice and according to rule, that agency files a CJSTC Form 59 which requests that the certification of the individual be activated. The activation of the individual's certification by and at the request of the agency in essence "stops the clock" --that is, tolls the running of the four (4) year clock. However, generally, if an individual does not obtain employment within the four (4) year time period and does not qualify for certification or exemption from certification in some other fashion, the individual is required to re-take and re-complete the entire core academy curriculum in it's entirety. At the time of this proceeding the basic law enforcement (BLE) curriculum requires 770 hours of classroom attendance and costs upwards of several thousand dollars in tuition books and uniforms.

4. The Petitioner, **James J. Gray**, is a duly certified Correctional Officer under the laws of the state of Florida and obtained his Correctional Officer certification after attending a certified curriculum at St. Johns River State College, St. Augustine, FL in the calendar year 2015 and passing the state of Florida certification exam on 06/27/2015. (Copy of FDLE ATMS Global Profile attached hereto as Exhibit "A"). Prior to attaining his Correctional Officer certification, the Petitioner attended the Law Enforcement Academy at St. Johns and graduated therefrom on 04/15/2014 and passed the Law Enforcement state certification examination on 04/30/2014. However he was unable to obtain employment in the law enforcement discipline at that time.

5. The Petitioner, **James J. Gray** is presently employed by the Nassau County Florida Sheriff's Office in their Corrections Division and has been employed continuously since 2018. The Petitioner's present duty assignment is that of a full-time Training Officer in the training division of that agency. As such the Petitioner works under the direct supervision of law enforcement personnel and has the primary duties of training new hires in the Corrections **and** Law Enforcement disciplines. The Petitioner also exercises multiple duties pertaining to in-service training for personnel of the Nassau County Sheriff's Office. The Petitioner has obtained his FDLE General Instructor Certification and certifications in the high liabilities areas of Firearms Instructor, Defensive Tactics Instructor, and First Aid Instructor. The Petitioner has attained certification as a Hostage Negotiator and in multiple other areas which have direct application to the role of a law enforcement officer. (See the resume of Petitioner attached as Exhibit "B" for a complete listing of classes and certificates attained by the Petitioner). The Petitioner has taken numerous other law enforcement curriculum courses of which certificates are attached as

Composite Exhibit "C" which supplement the basic law enforcement classes he completed at the academy.

6. **Timeframe calculations**: As noted above, prior to obtaining employment and certification as a Correctional Officer, in August of 2013 the Petitioner enrolled in the Basic Law Enforcement (BLE) curriculum of the St. Johns River State College Law Enforcement Academy in St. Johns County Florida, an accredited law enforcement academy in their evening classes which began on 08/06/2013. (For the purposes of this Petition and under Rule 11B-27.002 (4) therefore the initial four (4) year "trigger" date when he began his education is 08/06/2013). The Petitioner completed the 770 hour curriculum over a nine (9) month period while working a full-time job during the days. The Petitioner is fully self-supporting and paid all tuition and fees out of his own pocket as well as maintaining his own household. The Petitioner graduated from the Basic Law Enforcement Academy on April 15, 2014 and took the law enforcement state certification examination which he passed on 04/30/2014.

7. Although he diligently searched for employment in his chosen field of law enforcement he was unable to obtain employment in that field initially and out of financial necessity and geographic proximity he chose to accept a job with the state of Florida Department of Corrections where he worked for a period of two (2) years. Unfortunately, the Department of Corrections was unable to activate his law enforcement certification as they are not a law enforcement agency within the meaning of the law. As such the four (4) year time period to obtain law enforcement employment as required by Rule 11B-27.002 (4), which began running on 08/06/2013 expired on 08/06/2017.

8. As noted above, the Petitioner is presently employed full-time in the Training Division of the Nassau County Sheriff's Office, a certified and accredited law enforcement agency in northeast Florida. The Petitioner is seeking a waiver or variance to exempt him from the four (4) year limitation of activation of certification. If the Commission grants this variance, the Petitioner who is already working for the Nassau County Sheriff's office will be able to have that agency activate his law enforcement certification.

9. Petitioner has the full support and recommendation of his agency which is aware of this situation and supports his efforts to attain this waiver and variance. Based upon his current level of day-to-day experience, his existing Corrections certificate and experience and the numerous additional classes and instructor level classes and certifications which he has obtained the Petitioner believes that he has an abundance of experience and skills which are beneficial to his agency and the law enforcement profession as a whole. Although the Petitioner is a firm believer in the value of education and the benefits of the classroom and academy experience, having completed a law enforcement curriculum of 770 hours and an additional corrections curriculum of 172 hours (corrections cross-over) and having attained a passing score on both the law enforcement state exam and the corrections state exam the Petitioner respectfully submits that there would be little benefit to requiring him to once again attend a full academy curriculum stretching over a

nine-month timeframe where he would of necessity balance a work-day and an evening class-load all for the purpose of continuing his employment at the Nassau County Sheriff's Office.

10. **Hardship**: The requirement of making the Petitioner once again attend the full 770 hour basic law enforcement curriculum would work an undue financial hardship upon the Petitioner. During the years since he previously attended the law enforcement academy the Petitioner has accumulated additional family, personal and financial obligations attendant to the normal maturation process. The additional costs of tuition, books, uniform and equipment, transportation costs (Nassau County is the most northern county in the state and does not have a law enforcement academy) would place an extreme financial burden on the Petitioner. The classes that the academy would require the Petitioner to attend are the same classes in many instances that the Petitioner teaches on a day-to-day basis to new-hires at the NCSO. On a day-to-day basis the Petitioner sometimes teaches classes or has obligations at work which require him to "flex" his hours and come in early at work or stay late and these duties would work a hardship on the Petitioner or his agency and his co-workers who would be forced to switch shifts and hours to meet an academy schedule. (Example: Firearms instruction which has a night-time component or requires early morning hours to set up targets and range functions). The Petitioner is well-aware that many individuals work very hard and have grueling work schedules and is not trying to assert that he is the "Lone Ranger" in this regard, however the requirement that he attend the academy to the detriment of his agency, and his finances for the limited purpose of requiring him to once again attend the very classes which he is certified as competent to instruct would work an unfortunate hardship to no logical end.

11. **Fundamental Fairness**: In seeking a waiver/variance of the "four (4) year employment rule" it is important to note that the Petitioner is NOT seeking to be exempt from the attendance at a certified law enforcement academy. The Petitioner in fact attended the full 770 hour law enforcement curriculum and passed the state law enforcement examination. He thereafter attended the Corrections cross-over curriculum (additional 172 hours) and passed the state Corrections examination. He accomplished this while working as a self-supporting individual and also while applying for and seeking employment in the law enforcement profession. The Petitioner is not seeking to gain an advantage over other candidates as he has attended both academies. He is very simply seeking relief from the requirement that he obtain employment within four (4) years in the law enforcement discipline/field. In fact he did obtain employment with a law enforcement agency, where he is currently employed, however it was achieved outside the four (4) year window though not through the lack of diligence on Petitioner's part.

12. **Achievement of Purposes of the Statute and Rule:** The Petitioner would respectfully submit that the very commendable purposes of the statutes and the administrative rules are to insure that the citizens of this state are provided law enforcement services by individuals who meet the statutory requirements of citizenship, education, lack of

criminal record and who possess good moral character, all of which are possessed by the Petitioner. The statute and rule additionally require candidates to attend a specified curriculum of 770 hours in basic law enforcement education, again which the Petitioner accomplished (See Exhibit "A"-ATMS Global Profile of Petitioner). Per the statute and rule, individuals are required to pass a state certification examination, which the Petitioner also did in both disciplines (law enforcement and corrections). The rule requires the Petitioner to obtain employment in his discipline which the Petitioner did, however he did not achieve that employment within the time period required by the rule. As evidenced by this Petition, the ATMS profile, the Petitioner's work history in law enforcement and corrections training at the Nassau County Sheriff's Office, and his listing of training achieved during his employment the Petitioner would respectfully submit that he has met or exceeded and achieved the purposes of the underlying statutes and rules for the education, training and certification of law enforcement officers in this state.

Wherefore the Petitioner, James J. Gray, would respectfully **request** that this honorable Commission review the allegations of this Petition, publish applicable notices seeking comment, and **GRANT** the request for Variance and Waiver of the requirement that he obtain employment in the law enforcement discipline within four (4) years from the date of 08/06/2013 and allow his law enforcement certificate to be activated and to provide for such other and further relief as this Commission deems reasonable.

In the event that additional information, additional documentation, filings or fees, or attendance at any hearings on this matter are necessary the Petitioner can be reached at his contact information listed below and the Petitioner is willing to comply with any requests or notifications for appearance.

Certificate of Service

I hereby **Certify** that the **original** of this Petition was provided to FDLE General Counsel-Agency Clerk, P.O. Box 1489, Tallahassee, FL 32302 via US Mail and via email: AgencyClerk@fdle.state.fl.us, and a **copy** of this Petition was provided to: Joint Administrative Procedures Committee, 111 West Madison St., Pepper Building Room 680, Tallahassee, FL 32399-1400, by US Mail, this 7TH day of FEBRUARY, 2022.

Respectfully submitted,

James J. Gray

James J. Gray, Petitioner

[redacted]

Attachments:
dmd/JJG-Petition

Florida Department of Law Enforcement

Global Profile Sheet

Name:	James J Gray				
Race:	Wh	Sex:	M	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	10/07/2016	09/14/2018	Voluntary Separation (Not involving misconduct)	N	10/11/2016
Nassau County Sheriff's Office	Corr	FT	09/17/2018			N	08/09/2018
Nassau County Sheriff's Office	Inst	FT	01/21/2020			N	

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
BTO	382313	Active	10/28/2021	06/30/2026		
Corr	337199	Active	11/09/2016	06/30/2025	02/17/2021	
Inst	367130	Active	01/21/2020	03/31/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
General Instructor Certificate	01/21/2020		Act	No
Firearms Instructor Certification	03/17/2021		Act	No

Gray - Exhibit "A"

Topic	Topic Date	Recert Date	Status	Met Req
Defensive Tactics Instructor Certification	11/12/2020		Act	No
Medical First Responder Instructor Certification	11/12/2020		Act	No

Exam

Type	Date	Form	Overall	Amended
Corr	6/27/2015	2	Pass	
LE	6/23/2004	3	Pass	
LE	4/30/2014	1	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATLE	10/16/2003	LEO1	Industrial/organizational Solutions	Pass	10/16/2007
BATLE	06/10/2013	07LE1	Industrial/organizational Solutions	Pass	06/10/2017
BATCORR	04/07/2014	07CO1	Industrial/organizational Solutions	Pass	04/07/2018

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
02/02/2004	06/18/2004	42-2004-224-1	2003.07	BLE		Cms Application-Based Law Enforcement Basic Recruit Training Program	P	739
08/06/2013	04/15/2014	42-2013-1177-3	2013.07	BLE		Florida Cms Law Enforcement Basic Recruit Training Program	P	770
03/03/2015	06/10/2015	42-2015-2005-1	2014.07	BCORR		Law Enforcement Officer Cross-Over Training To Florida Cms Correctional Brtp	P	172
12/02/2019	12/12/2019	42-2019-1186-2	2011.07	CMSINST		Florida General Instructor Techniques Course	P	64
06/08/2020	06/19/2020	31-2020-802-1	2019.10	CMSINST		Cms Defensive Tactics Instructor Course	P	80
10/12/2020	10/15/2020	31-2020-1114-1	2015.07	CMSINST		Cms First Aid Instructor Course	P	40
02/22/2021	03/05/2021	14-2021-801-1	2011.07	CMSINST		Cms Firearms Instructor Course	P	40
10/06/2021	10/08/2021	31-2021-851-5	2015.08	SPEC		Breath Test Operator Course	P	16

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	6/18/2004
Incident Command System (ICS)	6/18/2004

Gray - Exhibit "B"

Education

Active Shooter - Nassau County Sheriff's Office
Instructor: Sgt. Josh Courchene and Dep. Scott Kelly
07/08/2019 – 07/10/2019
27 Credit Hours

Apprehension Team – Nassau County Sheriff's Office
Instructor: Sgt. Josh Courchene and Dep. Scott Kelly
09/19//2019
3 Credit hours

Patrol Rifle – Nassau County Sheriff's Office
Instructor: Sgt. Josh Courchene and Dep. Scott Kelly
11/12/2019 – 11/15/2019
32 Credit hours

General Instructor Techniques – St. John's River State College
Instructor: John Gifford
12/02/2019 – 12/12/2019
64 credit hours

Baton – Nassau County Sheriff's Office
Instructor: Sgt. Josh Courchene Dep. Scott Kelly
03/24/2020
3 Credit hours

Defensive Tactics Instructor – Jacksonville Sheriff's Office Academy / NEFCJC
Instructor: Officer Gabe Rose
06/08/2020 – 06/19/2020
80 Credit hours

Taser Instructor – Baker County Sheriff's Office

10/19/2020

16 Credit hours

Linx – Nassau County Sheriff's Office

10/27/2020

3 Credit hours

Firearms Instructor – Florida Gateway College

Instructor: Rodney Driggers

02/22/2021 – 03/05/2021

40 Credit hours

Legal Updates – Nassau County Sheriff's Office

Instructor: Director Bobby Lippelman

03/08/2021

2 Credit hours

Single Officer Active Assailant Incident – Nassau County Sheriff's Office

Instructor: Sgt. Josh Courchene

07/14/2021

8 Credit hours

Breath Test Operator – Jacksonville Sheriff's Office Academy / NEFCJC

Instructor: Sgt. Michael Potter

10/06/2021 – 10/08/2021

24 Credit Hours

Hostage Negotiator Level 1 – Crisis Systems Management

Instructor: Sgt. Bruce Baker

10/11/2021 – 10/15/2021

40 Credit hours

Crisis Intervention Training – Florida Sheriff's Association

Instructor: Dr. Joyce Carbonell

11/15/2021 – 11/19/2021

40 Credit hours

Gray Composite Exhibit "C" ①

St. Johns River State College

ST. JOHNS RIVER STATE COLLEGE

ST. JOHNS RIVER STATE COLLEGE ★ CRIMINAL JUSTICE & PUBLIC SAFETY ★

This Certifies That

James J Gray

Has Attended 64 Hours of Instruction in

Florida General Instructor Techniques Course

and has been awarded this Certificate of Completion

December 2 – December 12, 2019

Jeff C Lee, PhD
Dean of Criminal Justice & Public Safety

Northeast Florida Criminal Justice Center

Does hereby award this

Certificate of Completion to

James Gray

for meeting the requirements of the

Defensive Tactics Instructor (802)

80 Hours

Date(s) of Training:

June 8-19, 2020

JACKSONVILLE SHERIFF'S OFFICE
CORE VALUES
ALWAYS IMPROVING
COMMUNITY FOCUSED
RESPECT FOR EACH OTHER
WORTHY OF TRUST

Ofc. Gabriel Rose
Course Instructor

Asst. Chief Travis Cox
Training Center Director

Mission: "To Serve and Protect in Partnership with Our Community"

PUBLIC SAFETY TRAINING CENTER

FLORIDA GATEWAY COLLEGE

THIS CERTIFIES THAT

James J. Gray

Has satisfactorily completed the specialized training course
Firearms Instructor
40-Hours - 14-2021-801-1
CLASS DATES: February 22, 2021-March 5, 2021

CERTIFICATE OF COMPLETION

March 5, 2021

John Jewett
JOHN JEWETT
TRAINING CENTER DIRECTOR

Prell Gwinn
PRELL GWINN
PROGRAM COORDINATOR

2021 Law Enforcement Series

Crisis/Hostage Negotiation Level I

An Introductory Course for Crisis Negotiators

This is to certify that

James Gray

has completed 40 hours of Crisis Negotiation Training on this 15th day of October, 2021.

CSM
CRISIS SYSTEMS MANAGEMENT LLC

Course Director

AXON ACADEMY

THIS CERTIFICATION IS HEREBY GRANTED TO

James Gray

The above named is certified as an instructor for TASER Conducted Energy Weapons (CEWs) and may certify and train others under Axon's guidelines for TASER CEW Users.

TOTAL HOURS OF INSTRUCTION: 16 HOURS

In witness whereof, Axon Enterprise, Inc. has caused this certificate to be signed by its authorized representative.

VALID FOR 2 YEARS FROM THE DATE OF COMPLETION

Lamar Cousins
Acting Director of Axon Training

2022-10-19
Expiration Date

AXON ACADEMY · TASER TRAINING ·

Northeast Florida Criminal Justice Center

Does hereby award this

Certificate of Completion to

James Gray

for meeting the requirements of the

First Aid Instructor Course (1114)

40 hours

Date(s) of Training:

October 12-15, 2020

JACKSONVILLE SHERIFF'S OFFICE
CORE VALUES
ALWAYS IMPROVING
COMMUNITY FOCUSED
RESPECT FOR EACH OTHER
WORTHY OF TRUST

OFC. Andrew Lovings
Course Instructor

Asst. Chief Travis Cox
Training Center Director

Mission: "To Serve and Protect in Partnership with Our Community"

Northeast Florida Criminal Justice Center

Does hereby award this

Certificate of Completion to

James Gray

for meeting the requirements of the

Vehicle Operations Instructor (800)

40 Hours

Date(s) of Training:

January 31-February 3, 2022

JACKSONVILLE SHERIFF'S OFFICE
CORE VALUES
ALWAYS IMPROVING
COMMUNITY FOCUSED
RESPECT FOR EACH OTHER
WORTHY OF TRUST

Ofc. Morgan McNamee
Course Instructor

Asst. Travis Cox
Training Center Director

Mission: "To Serve and Protect in Partnership with Our Community"

C-7

Florida Department of Law Enforcement

Global Profile Sheet

Name:	James J Gray				
Race:	Wh	Sex:	M	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	10/07/2016	09/14/2018	Voluntary Separation (Not involving misconduct)	N	10/11/2016
Nassau County Sheriff's Office	Corr	FT	09/17/2018			N	08/09/2018
Nassau County Sheriff's Office	Inst	FT	01/21/2020			N	

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
BTO	382313	Active	10/28/2021	06/30/2026		
Corr	337199	Active	11/09/2016	06/30/2025	02/17/2021	
Inst	367130	Active	01/21/2020	03/31/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
General Instructor Certificate	01/21/2020		Act	No
Firearms Instructor Certification	03/17/2021		Act	No

Topic	Topic Date	Recert Date	Status	Met Req
Defensive Tactics Instructor Certification	11/12/2020		Act	No
Medical First Responder Instructor Certification	11/12/2020		Act	No

Exam

Type	Date	Form	Overall	Amended
Corr	6/27/2015	2	Pass	
LE	6/23/2004	3	Pass	
LE	4/30/2014	1	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATLE	10/16/2003	LEO1	Industrial/organizational Solutions	Pass	10/16/2007
BATLE	06/10/2013	07LE1	Industrial/organizational Solutions	Pass	06/10/2017
BATCORR	04/07/2014	07CO1	Industrial/organizational Solutions	Pass	04/07/2018

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
02/02/2004	06/18/2004	42-2004-224-1	2003.07	BLE		Cms Application-Based Law Enforcement Basic Recruit Training Program	P	739
08/06/2013	04/15/2014	42-2013-1177-3	2013.07	BLE		Florida Cms Law Enforcement Basic Recruit Training Program	P	770
03/03/2015	06/10/2015	42-2015-2005-1	2014.07	BCORR		Law Enforcement Officer Cross-Over Training To Florida Cms Correctional Brtp	P	172
12/02/2019	12/12/2019	42-2019-1186-2	2011.07	CMSINST		Florida General Instructor Techniques Course	P	64
06/08/2020	06/19/2020	31-2020-802-1	2019.10	CMSINST		Cms Defensive Tactics Instructor Course	P	80
10/12/2020	10/15/2020	31-2020-1114-1	2015.07	CMSINST		Cms First Aid Instructor Course	P	40
02/22/2021	03/05/2021	14-2021-801-1	2011.07	CMSINST		Cms Firearms Instructor Course	P	40
10/06/2021	10/08/2021	31-2021-851-5	2015.08	SPEC		Breath Test Operator Course	P	16
01/31/2022	02/03/2022	31-2022-800-1	2015.07	CMSINST		Cms Vehicle Operations Instructor Course	P	40

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	6/18/2004
Incident Command System (ICS)	6/18/2004

Nassau County Sheriff's Office

Sheriff Bill Leeper

March 3, 2022

Chris Bufano, Assistant General Counsel
PO Box 1489
Tallahassee, FL 32302

RE: Petition for Waiver

Assistant General Counsel Bufano,

Please accept this letter as documentation for the Nassau County Sheriff's Office (NCSO) support of Deputy James J. Gray's petition of waiver to the Florida Department of Law Enforcement. The NCSO is fully aware of his petition pursuant to Rule 11B-27.002(4). We are in full support of Deputy Gray being a sworn law enforcement officer, especially as a dual sworn law enforcement officer as he already holds an active corrections certificate. By him having his law enforcement certificate reactivated it would tremendously benefit the citizens of the county and our agency, due to Deputy Gray being currently assigned as a full time instructor in our training division.

If you have any questions or concerns, please call me at 904-548-4081 or contact me by email janstett@nassauso.com. Thank you for your time in this matter.

Respectfully,

John Anstett, Inspector General
Nassau County Sheriff's Office

Administrative Office: 77151 Citizens Circle, Yulee, FL 32097 • (904) 548-4009 or 225-5174
Administrative Fax: (904) 548-4035 • Callahan/Hilliard/Bryceville Toll Free Line: (855) 725-2630
Detention Center: 76212 Nicholas Cutinha, Yulee, FL 32097 • (904) 225-9185 or
Toll Free (855) 725-2631 • Fax (904) 225-0831 or Jail Administrative Fax: (904) 548-4015
Communications/After Hours: (904) 225-5174 • Toll Free Line: (855) 725-2632

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-27.002: Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

NOTICE IS HEREBY GIVEN that on February 7, 2022, the Department of Law Enforcement, received a petition for permanent waiver of rule 11B-27.002(4) by James Gray. Petitioner wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-09

James Gray
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on March 28, 2022, the Department of Law Enforcement, received a petition for a permanent waiver of Rule 11B-27.002(4) by James Gray. Petitioner wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

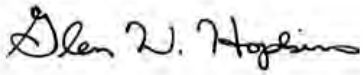
The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, Jupiter, Florida, 33477.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to James Gray, at jjgray@nassauso.com this 28th day of March 2022.



_____
Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

NOTE TO EMPLOYING AGENCY: You are invited to attend the hearing and you may address the Commission regarding this case. Should you desire to provide written input to the Commission regarding this case, please submit your recommendation to Assistant General Counsel Chris Bufano.

AGENDA ITEM: 6B

Request for Variance or Waiver: Request for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by Landy Joseph

ISSUE NUMBER 1

This agenda item is presented to the Commission by Landy Joseph to request a permanent waiver of Rule 11B-27.00213(4), F.A.C.

EXECUTIVE SUMMARY

1. Petitioner, Landy Joseph, is seeking a waiver of Rule 11B-27.00213(4), F.A.C., and wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

   (a) The individual was previously certified as a full-time or part-time officer; or

   (b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

2. Petitioner was previously employed under a Temporary Employment Authorization at Miami-Dade County Department of Corrections and Rehabilitation from January 18, 2021, to February 2, 2021.

3. Petitioner asserts that he is seeking employment with the Department of Corrections.

RECOMMENDATION(S): Commission staff recommends that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Mr. Joseph's request for a permanent waiver of Rule 11B-27.00213(4), F.A.C., shall be granted and he shall have 90 days from the date of the final order to continue the employment process.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Mr. Joseph's request for a permanent waiver of Rule 11B-27.00213(4), F.A.C., shall not be granted and he shall not have 90 days from the date of the final order to continue the employment process.

SUPPORTING INFORMATION

1. Rule 11B-27.00213(4), F.A.C., Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers, page 2.
2. Section 120.542, F.S., Variances and Waivers, page 2.
3. Petition for Waiver of Rule 11B-27.00213(4), F.A.C., by Landy Joseph, page 3.
4. Global Profile Sheet for Landy Joseph, pages 4 – 5.
5. Florida Administrative Registry Notice, page 6.
6. Notice of Hearing, page 7.

11B-27.00213; Temporary Employment Authorization.

A Certificate of Compliance shall not be issued to officers employed on a Temporary Employment Authorization (TEA) prior to meeting the requirements of Sections 943.13(1)-(10), F.S.

(4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or

(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years. Such individual shall comply with the firearms training requirements pursuant to Rule 11B-35.0024, F.A.C. and Section 943.17(1)(a), F.S., unless the agency administrator has waived such requirements in subsection (2) of this rule section, and shall enroll in a Commission-approved Basic Recruit Training Program within 180 days of employment in the first training program offered in the geographic area, or in the first assigned state training program for a state officer.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.131, 943.133, 943.139, 943.1395, 943.17(1)(a) FS. History–New 11-5-02, Amended 11-30-04, 3-27-06, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 9-4-16.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, “substantial hardship” means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, “principles of fairness” are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.

History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

From : Landy Joseph

Correctional Officer Trainee

To : The Assistant General Counsel

Mr. Chris Bufano

Subject: Request for a Waiver Related to Rule (11B-27.00213)

Date : 03/21/2022

I am hereby writing this letter to request for a waiver related to rule 11B-27. 00213 Basic recruit training program for Law Enforcement, Correctional and Correctional Probation. My petition pertains specifically to section (4) and (b) of the rule 11B-27.00213 where I was previously hired on a TEA and was separated from the employment agency or discontinued training while in good standing and has had a break in-service. I did not complete and follow all the guidelines. Therefore, I am seeking a second temporary employment authorization that is governed by 11B-27.00213.

I was admitted to the Academy on January 18, 2021. Two weeks after my wife Elna Destaul who is a teacher has been diagnosed of bipolar disorder, baker acted several times by North Miami Police where do we were living. Soon after, she disappeared with her family members. The DCF has been called and after investigation they gave me custody of the two minor kids, one 11 years old and the other three years old. Having no one for helping me at this time, I have to take custody of the kids, wrote a letter of resignation with the Miami Dade Correction and Rehabilitation Department. Now that I am getting help with the kids and not working, I want to get back on track with the FDC, via Everglades Correctional Institution where I have applied for.

SINCERELY

LANDY JOSEPH, COT 137

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Landy Joseph				
Race:	BLK	Sex:	M	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Miami-Dade County Dept. Of Corrections & Rehabilitation	Corr	FT	01/18/2021	02/02/2021	Voluntary Separation (Not involving misconduct)	Y	01/12/2021

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
No Certificate Records found for this person						

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
No Exam Record found for this person				

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	01/14/2019	2242	Miami-Dade College	Fail	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	04/18/2019	2141	Miami-Dade College	Pass	04/18/2023

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
01/25/2021	02/01/2021	18-2021-1190-1	2020.07	BCORR		Florida C M S Correctional B R T P	I	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-27.00213: Temporary Employment Authorization

NOTICE IS HEREBY GIVEN that on March 21, 2022, the Department of Law Enforcement, received a petition for permanent waiver of rule 11B-27.00213, F.A.C. by Landy Joseph. Petitioner wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or

(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-14

Landy Joseph
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on March 28, 2022, the Department of Law Enforcement, received a petition for a permanent waiver of Rule 11B-27.00213, F.A.C., by Landy Joseph. Petitioner wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or
(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on Thursday, May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, Jupiter, Florida, 33477.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to Landy Joseph, at [redacted] this 28th day of March 2022.

Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

NOTE TO EMPLOYING AGENCY: You are invited to attend the hearing and you may address the Commission regarding this case. Should you desire to provide written input to the Commission regarding this case, please submit your recommendation to Assistant General Counsel Chris Bufano.

AGENDA ITEM: 6C

Request for Variance or Waiver: Request for a Permanent Waiver of Rule 11B-27.002(4)(a), F.A.C., by James Wright, Interim City Manager of Opa-Locka Police Department on behalf of Chun Yu Daniel Shih

ISSUE NUMBER 1

This agenda item is presented to the Commission by James Wright, Interim City Manager of Opa-Locka Police Department on behalf of Chun Yu Daniel Shih to request a permanent waiver of Rule 11B-27.002(4)(a), F.A.C.

EXECUTIVE SUMMARY

1. Petitioner is seeking a waiver of Rule 11B-27.002(4), F.A.C., and wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.
2. Petitioner began Law Enforcement Equivalency of Training on November 13, 2017. Petitioner has worked in a sworn capacity as a law enforcement officer with the Sweetwater Police Department from November 18, 2011, to February 4, 2012, and the Opa Locka Police Department from August 9, 2013, to September 11, 2013.
3. The Opa Locka Police Department is in support of the petition.

RECOMMENDATION(S): Commission staff recommends that the Commission DENY the petition for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Mr. Shih's request for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C., shall not be granted and he will not be eligible to become a certified officer.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Mr. Shih's request for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C., shall be granted and he shall have 90 days from the date of the final order to gain employment and certification as an officer.

SUPPORTING INFORMATION

1. Rule 11B-27.002(4)(a), F.A.C., Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers, page 2.
2. Section 120.542, F.S., Variances and Waivers, page 2.
3. Petition for Waiver of Rule 11B-27.002(4), F.A.C., by James Wright, Interim City Manager of Opa-Locka Police Department on behalf of Chun Yu Daniel Shih, pages 3 - 5.
4. Global Profile Sheet for Chun Yu Daniel Shih, pages 6 - 7.
5. Florida Administrative Registry Notice, page 8.
6. Notice of Hearing, page 9.

11 B-27.002; Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

(4)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.
Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.133, 943.139, 943.1395 FS. History–New 10-6-82, Amended 4-26-84, 1-7-85, Formerly 11B-27.02, Amended 9-3-87, 3-29-89, 5-14-92, 12-13-92, 9-5-93, 1-19-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 9-14-17, 8-15-18, 7-9-19, 5-5-20, 5-20-21.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, “substantial hardship” means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, “principles of fairness” are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.
History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

Office of the City Manager
780 Fisherman Street, 4th Floor
Opa-locka, FL 33054

James B. Wright, MPA
Interim City Manager

Telephone (305) 953-2821
Email: jwright@opalockafl.gov

March 15, 2022

Florida Department of Law Enforcement
P.O. Box 1489
Tallahassee, FL 32302-1489
(850) 410-8647

Ref: PETITION FOR WAIVER OR VARIANCE OF
FLORIDA ADMINISTRATIVE RULE 11B-27.002(4) and 11B-35.009(2)(A)(B)

Dear FDLE:

The City of Opa-Locka Police Department, petitioner, on behalf of applicant, Chun Yu Daniel Shih, respectfully requests from the Commission a permanent waiver or variance of Rule 11B-27.002; Basic Recruit Training Programs for Law Enforcement, Correctional, and Correction Probation. The rule states: (4)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

The City of Opa-Locka Police Department, petitioner, on behalf of applicant, Chun Yu Daniel Shih, also respectfully request from the Commission a permanent waiver or variance of Rule 11B-35.00(2)(A)(B); Exemption from Basic Recruit Training, specific the rule states: (2) An individual who applies for certification as a Florida officer shall qualify for exemption from completing a Commission-approved Basic Recruit Training Program if the applicant has: (a) Successfully completed basic recruit training comparable in content to the Basic Recruit Training Program for the discipline for which the individual claims exemption or a previously completed Commission-approved Basic Recruit training Program; and, (b) Prior service as a full-time sworn officer in another state or the Federal Government for at least one year, pursuant to paragraph (1)(g) of this rule section, in the criminal justice discipline for which the individual is requesting an exemption. There shall be no more than an 8-year break in employment, which is measured from the separation date of the most recent qualifying employment to the time a complete application is submitted for an exemption under this rule section. The 12-months sworn experience shall have occurred at no more than two criminal justice agencies over a period not to exceed 18 months as a full-time sworn officer in the discipline for which an exemption is being requested.

1. The applicant, Chun Yu Daniel Shih, completed the Basic Law Enforcement Recruit Training (BLERT) course in November of 2011 after receiving 824 hours of training from the Miami-Dade College School of Justice and gained employment as a Reserve Officer in the same month with City of Sweetwater Police Department. Due to schedule conflict with

his full-time employer while awaiting for an opportunity to become a full-time officer, he resigned from the City of Sweetwater in February of 2012.

2. The applicant, Chun Yu Daniel Shih, gained employment as a Reserve Officer again in August of 2013 with the City of Opa-Locka Police Department. After his separation from the City of Opa-Locka Police Department the following month, He did not regain employment before the four-year service break.

3. The applicant, Chun Yu Daniel Shih completed a Law Enforcement Officer Proficiency Course in November of 2017 in order to keep the certification from expiring. He achieved another passing score on the applicable State Officer Certification Examination in November of 2018. However, he did not gain employment again as a police officer prior to the certificate expiration date of November 13, 2021.

4. The petitioner believes that the applicant, Chun Yu Daniel Shih, brings a wealth of knowledge from his past professional training and experience in both Law Enforcement and Private Protection to this agency and would be a true asset if waiver is granted and he is subsequently re-employed.

5. Due to shortage of departmental personnel caused by COVID-19, and upon discovery of internal departmental issues that required our full and undivided attention while processing the applicant, Chun Yu Daniel Shih, for re-employment, the petitioner had to delay the hiring process which led to the applicant, Chun Yu Daniel Shih's certification to be expired prior to the completion of his hiring process.

6. Severe economic hardship will also be created for the applicant, Chun Yu Daniel Shih if the rule waiver or variance is not granted not only due to loss of income as the applicant would not be able be compensated financially as a full-time police officer, but also because he initially put himself through the BLERT on his own initiative and expense, and he put himself through the subsequent Equivalency of Training again on his own initiative and expense to keep his certification from expiring. Under the current rules, he would not be able to go through another Equivalency of Training process and would instead have to attend an entire Basic Law Enforcement Recruit Training Class again. The time and expense would cause further economic hardship for him and would also drastically delay his ability to work as a full-time officer at The City of Opa-Locka Police Department.

7. Due to personal reasons, applicant is an only child and is the sole caretaker for both parents Aside from the economic hardship mentioned previously, the hardship caused by having to attend an entire BLERT would also prevent the applicant from being able to continue to care for his parents and from being able to work a secondary employment to gain supplemental income to support his parents.

8. Due to recent personnel changes within The City of Opa-Locka Police Department, there currently exist a shortage of police officers actively working in the city.
If the rule waiver or variance is not granted, the applicant having to complete the entire BLERT would also create further delay of the City of Opa-Locka's ongoing effort to increase full-time positions.

9. The City of Opa-Locka Police Department respectfully requests the Commission grants a permanent waiver or variance of Rule 11B-27.002(4), and 11B-35.009(2)(A)(B) and to be allowed to be appointed by the City of Opa-Locka Police Department to a position as a police officer within 30 days of when this petition is heard. Approval of the requested waiver

would serve the purpose of the statute the rule as implemented in F.S. 120.54(5)(b).

10. Law implemented 943.12(3), 943.13, 943.133, 943.139, 943.1395 F.S.
The variance or the waiver requested would serve the purpose of the underlying statute as it ensures that all new hires are adequately trained.

As the *ex officio* Director of Public Safety, I am appealing to the Commission to grant this petition.

Sincerely,

James B. Wright

JAMES B. WRIGHT, MPA
Interim City Manager

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Chun Yu Daniel Shih				
Race:	As	Sex:	M	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Miami Gardens Police Department	Civ	FT	01/11/2007	09/25/2013	Terminated for Violating Ch. 943.13(4), FS or Moral Character Standards	N	
Sweetwater Police Department	LE	PT	11/18/2011	02/04/2012	Voluntary Separation (Not involving misconduct)	Y	11/17/2011
Opa Locka Police Department	LE	PT	08/09/2013	09/11/2013	Terminated for Violating Agency/Training Center Policy (No Moral Character Violation)	N	02/28/2012

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
BTO	281091	Expired	01/16/2009	06/30/2017		
LE	300921	Inactive 8 year Break in Service	12/09/2011	06/30/2016		

Topic

Topic	Topic Date	Recert Date	Status	Met Req

There is no topic information available for this person

Exam

Type	Date	Form	Overall	Amended
LE	11/16/2011	2	Pass	
LE	11/6/2018	45	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATLE	03/09/2008	1212	Miami-Dade College	Pass	03/09/2012
BATLE	09/29/2008	07LE1	Industrial/organizational Solutions	Pass	09/29/2012

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date
Miami-Dade College School Of Justice Selection Center	LE	10/02/2017	11/13/2017	Dean Raimundo Socorro Ph.D.	11/13/2017	App	11/13/2018

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
12/03/2008	12/05/2008	19-2008-851-5	2007.03	SPEC		Breath Test Operator Course	P	24
01/25/2011	10/31/2011	19-2011-1177-2	2010.07	BLE		Florida Cms Law Enforcement Basic Recruit Training Program	P	844
04/03/2013	04/03/2013	19-2013-951-1	2010.03	SPEC		Breath Test Operator Renewal Course	P	4
11/13/2017	11/16/2017	19-2017-215-3	2014.07	BRLE		Law Enforcement Officer Proficiency Course	P	16

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	10/31/2011
Incident Command System (ICS)	10/31/2011

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-27.002 Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers.

NOTICE IS HEREBY GIVEN that on March 15, 2022, the Department of Law Enforcement, received a petition for permanent waiver of rule 11B-27.002(4), F.A.C. by Chun Yu Daniel Shih. Petitioner wishes to waive that portion of the rule that states: (4)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-16

Chun Yu Daniel Shih
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on March 28, 2022, the Department of Law Enforcement, received a petition for permanent waiver of Rule 11B-27.002(4) by Chun Yu Daniel Shih. Petitioner wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

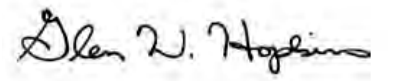
The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on Thursday, May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, Jupiter, Florida, 33477.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to Chun Yu Daniel Shih, c/o City Manager James Wright at jwright@Opalockafl.gov 28th day of March 2022.



Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

NOTE TO EMPLOYING AGENCY: You are invited to attend the hearing and you may address the Commission regarding this case. Should you desire to provide written input to the Commission regarding this case, please submit your recommendation to Assistant General Counsel Chris Bufano.

AGENDA ITEM: 6D

Request for Variance or Waiver: Request for a Permanent Waiver of Rule 11B-35.002(6)(a), F.A.C., by Vishal Singh

ISSUE NUMBER 1

This agenda item is presented to the Commission by Vishal Singh to request a permanent waiver of Rule 11B-35.002(6)(a), F.A.C.

EXECUTIVE SUMMARY

1. Petitioner is seeking a waiver of Rule 11B-35.002(6)(a) and wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.
2. Petitioner began Correctional Crossover to Law Enforcement Training on January 10, 2018.
3. No supporting documents have been received.

RECOMMENDATION(S): Commission staff recommends that the Commission DENY the petition for a permanent waiver of Rule 11B-35.002(6)(a), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Mr. Singh's request for a permanent waiver of Rule 11B-35.002(6)(a), F.A.C., shall not be granted and he will be required to retake the Basic Recruit Training Program and pass the State Officer Certification Examination to gain employment and certification as an officer.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Mr. Singh's request for a permanent waiver of Rule 11B-35.002(6)(a), F.A.C., shall be granted and he shall be given 90 days from the issuance of a final order to gain employment and certification as an officer.

SUPPORTING INFORMATION

1. Rule 11B-35.002(6)(a), F.A.C., Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation, page 2.
2. Section 120.542, F.S., Variances and Waivers, page 2.
3. Petition for Waiver of Rule 11B-35.002(6)(a), F.A.C., by Vishal Singh, pages 3 - 5.
4. Email correspondence from FDLE Assistant General Counsel, Chris Bufano, page 6.
5. Global Profile Sheet for Vishal Singh, pages 7 - 8.
6. Florida Administrative Registry Notice, page 9.
7. Notice of Hearing, page 10.

11B-35.002; Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation.

(6)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination (SOCE) pursuant to Rule 11B-30.0062, F.A.C., and gain employment and certification as an officer.
Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 943.12, 943.17 FS. History–New 12-13-92, Amended 1-10-94, 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 5-5-20, 5-20-21.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, “substantial hardship” means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, “principles of fairness” are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.
History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

FEBRUARY 02, 2022

Vishal R. Singh
[redacted]

Florida Department of Law Enforcement

Agency Clerk – Office of the General Counsel

P.O. Box 1489

Tallahassee, Florida 32302

850-410-8647

RE: PETITION FOR WAIVER OF RULE 11B-35.002 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation

Dear FDLE Agency Clerk:

I am requesting a waiver of rule 11B-35.002 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation. My petition pertains specifically to section (2)(a) where it states within 4 years of the beginning date of a Commission approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination (SOCE) pursuant to rule 11B-30.0062, F.A.C., and gain employment and certification as an officer. I did complete and follow all these guidelines, but my certification expired after being contacted by the Florida Fish and Wildlife Commission/Law Enforcement Agency (FWC) for a physical assessment test and interview. The certification expired on January 10, 2022 after I had initially applied to FWC in December 2021.

After completion of the Basic Recruit Law Enforcement Academy in August of 2018, I successfully passed the State Officer Certification Examination in September of 2018. I did apply to a couple of agencies nearing the end of the academy to which I was not selected for employment at that time. The type of agency I sought was one that has the Florida Retirement System benefit as I am currently an Correctional Officer at Orange County Corrections Department in Orlando, Florida. I sought said agencies because I was going to be vested in FRS in 3 years. I did not apply to other agencies because they had a different retirement system and I did not want to lose the contributions by my employer. After these unsuccessful attempts, I did apply to the Non-FRS agencies to which I was declined employment a few times as well. It was understood after these failed attempts that I was to continue working in Corrections and better myself by completing FDLE approved classroom courses at my local Criminal Justice Institute and spending more time in Corrections; maintaining above average performance evaluations, seek promotion, and volunteering for overtime shifts.

I am where I am today because I chose a career to be selfless and provide public safety in my community. In my journey, I have taken up Criminal Justice in college, obtaining an A.A. In Criminal Justice Academics, an A.S. In Criminal Justice Technology, and a B.S. In Criminal Justice in Administration. I have applied my education that I received in Coconut Creek, Florida 3 hours away in Orlando, Florida and received employment at Orange County Corrections Department (OCCD). I have been in Orlando since 2013 and my passion for this career has driven me to complete the Law Enforcement Academy in 2018 at Valencia Criminal Justice Institute (VCJI). I paid for the Cross-Over Academy out of pocket and endured 8 months of working full-time and attending the academy. My parents and wife were weary about me becoming an Law Enforcement Officer due to the dangers that come with it. But they too have endured and understood my sacrifice to become that person who is able and willing to protect the public, enhance the quality of life, and support my community.

During my period of em-betterment, the introduction of Covid-19 in year 2020 also put a delay in the employment process. The delays included to name a few were limited hiring, training and classroom canceled, curfew, work mandates, and public health risk. Yes my certification was a priority but none more than doing my part in my community to overcome this pandemic, especially in a Correctional

Facility. My brother and my father both contracted Covid-19 at separate times so my wife and I traveled 3 hours back and forth from Orlando to Coconut Creek to tend to their needs. I myself had to go to the emergency room 2 times in 2021. My health became a priority and I endured a hardship. I regained myself near the end of 2021 by training, exercising, and refocusing on my certificate as I was still determined to be a Law Enforcement Officer.

The purpose of the under lying statute is to keep all Law Enforcement and Corrections Officers up to date, to continue the training for all officer to be confident in their duties, to keep a minimum standard for Law Enforcement and Corrections officers being hired at a basic recruit level and to hold their certification. The Law implemented is 943.12, 943.17 FS. I have trained and maintained all FDLE requisites to behold a certification. I have done so twice in 2 separate academies and I will not forget how hard it was nor will I take it for granted.

I am kindly requesting that my certification be reinstated temporary so that I can complete the process with FWC and I would like to do one more application with the Orange County Sheriffs Office as a recruiter has contacted me recently as well. My definition of temporary is 6 months so that my certification will expire in August 2022. This should be enough time for both agencies because FWC will require 7 additional weeks of training and the Sheriffs Office will take approximately 4 months to process my paperwork, granted I receive a conditional offer from either agency. After the expiration in August, I will seek an equivalency course to keep my certificate active for another year.

In essence, I understand that the expiration of my certificate has come at an unfortunate time between applications. I have worked very hard to earn this certification and to go back through the full, Basic Recruit Law Enforcement Academy would put a great amount of stress on my family, not just financially but mentally and emotionally. I hope you understand my determination and strive to finish my career as a Law Enforcement Officer in the State of Florida. Thank you for this opportunity as I know they are limited.

Sincerely,

Bufano, Christopher

From: Vishal Singh [redacted]
Sent: Friday, March 25, 2022 7:02 PM
To: Bufano, Christopher
Subject: Re: Petition for Waiver

CAUTION: This email originated outside of FDLE. Please use caution when opening attachments, clicking links, or responding to this email.

Yes sir that is correct. I intended to cite rule Rule 11B-35.002(6)(a). The extension I previously requested will be amended to 1 year, which will expire March 2023. This should give the agencies I have spoken with time to review my application.

Sent from Yahoo Mail on Android

On Fri, Mar 25, 2022 at 11:22, Bufano, Christopher <ChristopherBufano@fdle.state.fl.us> wrote:

Mr. Singh,

Per our conversation you intended to cite Rule 11B-35.002(6)(a), not (2)(a). If this is correct please reply by responsive email to that effect and you will not need to submit a new petition.

Chris Bufano

Assistant General Counsel

Florida Department of Law Enforcement

Phone: (850) 410-7676

Fax: (850) 410-7699

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Vishal R Singh				
Race:	Oth	Sex:	M	Education:	Bachelor

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Orange County Corrections Department	Corr	FT	09/09/2013			Y	07/30/2013
Orange County Corrections Department	Inst	FT	07/05/2019			N	

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$80	$40	$120

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	313502	Active	01/14/2014	06/30/2026	06/02/2020	
Inst	362587	Active	07/25/2019	03/31/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
General Instructor Certificate	07/25/2019		Act	No

Exam

Type	Date	Form	Overall	Amended
Corr	12/18/2013	3	Pass	
LE	9/1/2018	55	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATLE	06/16/2004	LEO2	Industrial/organizational Solutions	Pass	06/16/2008
BATLE	10/19/2009	07LE1	Industrial/organizational Solutions	Pass	10/19/2013
BATCORR	07/17/2012	07CO1	Industrial/organizational Solutions	Pass	07/17/2016
BATLE	11/08/2017	07LE1	Industrial/organizational Solutions	Pass	11/08/2021

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
09/16/2013	12/02/2013	68-2013-1190-2	2013.07	BCORR		Florida C M S Correctional B R T P	P	420
04/06/2015	04/10/2015	68-2015-058-1	2010.04	A	SI	Supervision Of The Youthful Offender	P	40
10/24/2016	10/28/2016	68-2016-019-2	2010.04	A	SI	Criminal Law	P	40
07/10/2017	07/21/2017	68-2017-802-2	2011.07	CMSINST		Cms Defensive Tactics Instructor Course	P	80
10/16/2017	10/25/2017	68-2017-1186-5	2011.07	CMSINST		Florida General Instructor Techniques Course	P	64
01/10/2018	08/16/2018	68-2018-3002-1	2017.07	BLE		Correctional Officer Cross Over Training To Florida Law Enforcement Academy	P	518
02/01/2021	02/05/2021	68-2021-1100-1	2010.10	A	SI	Field Training Officer Course For Correctional Officers	P	40
12/06/2021	12/10/2021	68-2021-1165-1	2011.04	A	SI	Spanish For Criminal Justice Professionals	P	40

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-35.002: Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation

NOTICE IS HEREBY GIVEN that on February 02, 2022, the Department of Law Enforcement, received a petition for permanent waiver of rule 11B-35.002(6)(a), F.A.C. by Vishal Singh. Petitioner wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination (SOCE) pursuant to Rule 11B-30.0062, F.A.C., and gain employment and certification as an officer.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-08

Vishal Singh
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on April 1, 2022, the Department of Law Enforcement, received a petition for a permanent waiver of Rule 11B-35.002(6)(a) by Vishal Singh. Petitioner wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

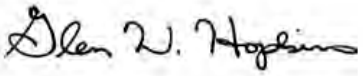
The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on Thursday, May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, Jupiter, Florida, 33477.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to Vishal Singh, at [redacted] 1st day of April 2022.



Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

NOTE TO EMPLOYING AGENCY: You are invited to attend the hearing and you may address the Commission regarding this case. Should you desire to provide written input to the Commission regarding this case, please submit your recommendation to Assistant General Counsel Chris Bufano.

AGENDA ITEM: 6E

Request for Variance or Waiver: Request for a Permanent Waiver of Rule 11B-30.006(2)(a) and Rule 11B-35.002(6), F.A.C., by Shakecha Hall

ISSUE NUMBER 1

This agenda item is presented to the Commission by Shakecha Hall to request a permanent waiver of Rule 11B-30.006(2)(a), F.A.C., and Rule 11B-35.002(6)(a), F.A.C.

EXECUTIVE SUMMARY

1. Petitioner is seeking a waiver of Rule 11B-30.006, F.A.C., and Rule 11B-35.002, F.A.C., and wishes to waive that portion of the rules that state: 11B-30.006(2) The following individuals are eligible to take the State Officer Certification Examination (SOCE) for the requested criminal justice discipline: (a) Individuals who, within four years of beginning basic recruit training, have successfully completed a Commission-approved Basic Recruit Training Program, pursuant to Rule 11B-35.002, F.A.C.; Rule 11B-35.002(6)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination (SOCE) pursuant to Rule 11B-30.0062, F.A.C., and gain employment and certification as an officer.
2. Petitioner began Basic Recruit Training on July 27, 2017, and has not passed the State Officer Certification Examination.
3. Commission staff has not received a letter of support from any employing agency.

RECOMMENDATION(S): Commission staff recommends the Commission DENY the petition for a permanent waiver of Rule 11B-30.006(2)(a), F.A.C., and Rule 11B-35.002(6)(a), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Ms. Hall's request for a permanent waiver of Rule 11B-30.006(2)(a), F.A.C., and Rule 11B-35.002(6)(a), F.A.C., shall not be granted and she will be required to retake the Basic Recruit Training Program and pass the State Officer Certification Examination to gain employment and certification as an officer.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Ms. Hall's request for a permanent waiver of Rule 11B-30.006(2)(a), F.A.C., and Rule 11B-35.002(6)(a), F.A.C., shall be granted and she shall be given 90 days from the issuance of a final order to gain employment and certification as an officer

SUPPORTING INFORMATION

1. Rule 11B-30.006(2)(a), F.A.C., State Officer Certification Examination General Eligibility Requirements, page 2.
2. Rule 11B-35.002(6)(a), F.A.C., Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation, page 2.
3. Section 120.542, F.S., Variances and Waivers, page 3.
4. Petition for Waiver of Rule 11B-30.006(2)(a), F.A.C., by Shakecha Hall, pages 4 - 5.
5. Email correspondence from FDLE Assistant General Counsel, Chris Bufano, page 6.
6. Global Profile Sheet for Shakecha Hall, pages 7 – 8.
7. Florida Administrative Registry Notices, pages 9 - 10.
8. Notice of Hearing, page 11.

11B-30.006 State Officer Certification Examination General Eligibility Requirements.

(2) The following individuals are eligible to take the State Officer Certification Examination (SOCE) for the requested criminal justice discipline:

(a) Individuals who, within four years of beginning basic recruit training, have successfully completed a Commission-approved Basic Recruit Training Program, pursuant to rule 11B-35.002, F.A.C.

(b) Inactive Florida law enforcement, correctional, and correctional probation officers, defined in section 943.1395(3), F.S., who comply with paragraph 11B-27.00212(12)(a), and rule 11B-35.009, F.A.C., shall pass the SOCE within one year of notification of approval of the Exemption-From-Training, form CJSTC-76, revised August 2, 2018, effective 7/2019, hereby incorporated by reference, http://www.flrules.org/Gateway/reference.asp?No=Ref-10753. Form CJSTC-76 can be obtained at the following FDLE Internet address: http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx, or by contacting Commission staff at (850)410-8615.

(c) Out-of-state, military, and federal law enforcement, correctional, and correctional probation officers or members of the special operations forces who comply with rule 11B-35.009, F.A.C., shall pass the SOCE within one year of notification of approval of the Exemption-From-Training form CJSTC-76.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(17), 943.131(2), 943.1397 FS. History–New 1-10-94, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19.

11B-35.002; Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation.

(6)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination (SOCE) pursuant to Rule 11B-35.00, F.A.C., and gain employment and certification as an officer.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 943.12, 943.17 FS. History–New 12-13-92, Amended 1-10-94, 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 5-5-20, 5-20-21.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, "substantial hardship" means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, "principles of fairness" are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.
History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

Bufano, Christopher

From: Shakeycha Hall [redacted]
Sent: Monday, March 28, 2022 10:47 AM
To: Agency Clerk
Subject: Petition for (Variance from) or (Waiver of) Rule (Citation)

CAUTION: This email originated outside of FDLE. Please use caution when opening attachments, clicking links, or responding to this email.

Shakecha Rena Hall
[redacted]

Florida Department of Law Enforcement
P.O. Box 1489
Tallahassee, FL 32302-1489
(850) 410-8647

RE: PETITION FOR WAIVER OF RULE 11B-35.002 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation

Dear FDLE Agency Clerk:

I am requesting a waiver of rule 11B-35.002 Basic Recruit Training Programs for Law Enforcement, Correctional and Correctional Probation. My petition will specifically pertain to section (2)(a) where it states within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination pursuant to rule 11B-30.0062, and gain employment and certification as an officer. I complete basic recruit training February 5, 2018. Unfortunately, on March 20, 2018 at North Florida Community College testing centerI took the test and failed by a couple of points.

Unexpectedly, I had to have an emergency medical procedure which the findings of being in my 2nd trimester of pregnancy. On July 6, 2018 I gave birth prematurely. Within that period of time, I experienced an hardship due to pregnancy complications and recovery from the procedure. Therefore, I was unable to do a retake or apply for work for any agencies.

As time progresses, January 7, 2020 I started back finishing up my Associates Degree at Tallahassee Community College and acquiring about retaking the corrections state exam. March 12, 2020 I called the North Florida Community College testing center again to reschedule my corrections exam after the spring break.Only to find out that they couldn't find me in the system. I left my name and number with the testing center representative. Didn't receive a call back, guessing due to the Covid-19 pandemic.

March 2020, schools, churches, offices, and some business was force to closed down due to outbreak of Covid-19 Coronavirus. Which things was running remotely via zoom, people working from home and not being able to give

accurate information when called to schedule testing. In that length of time Covid had changed the world setting and set a lot of things back. Therefore, with no calls back and inaccurate information I decided to wait til offices and businesses open back up. And, when I did I was still giving inaccurate information.

January 2022, I called back to the testing center where I took the state exam. Still was informed that I wasn't in the system of ever taking the exam. I informed the testing site representative that I indeed had taking the test these in March 2018 of the same year after I completed the training. The representative then transferred my call to Ms. Williams the director of the program where I left of message in reference to my call. A day or so later Ms. Williams returned my call and also informed me that I wasn't in the system after giving her my full name and date of birth. I explained to her again the situation of taking the test March 2018. Ms. Williams tried another approach by my social security number. Which then I was verified but in the system my date of birth was wrong and that's the reason why I wasn't pulling up in the system. Now, that I've been verified in the system there's bad news. I can't test due to the limitations of the exam has expired.

January 2022, I called PearsonVue to explain the situation. PearsonVue representative informed me that my date of birth was in the system incorrectly and don't see how that's so being that I've already taking the test beforehand. That should've been possible. The representative corrected. I asked since I've been trying to test and was not able to because of not being able to be verified, Is there any way or accepting that I could retake. The representative then transferred me to an FDLE representative so I could speak with them. The representative informed me that she'll have to look into it, give me a call back and also corrected my information again in the system. And, informed me that I'll have to show proof such as a birth certificate in the matter.

February 2022, week(s) go by I missed a called from a representative at FDLE and once I tried to call back no other representative knows who or what I referring to. But, I still informed them of the situation at hand and spoke to several different representative. Until, Mr. Baxley agreed to further assist with the matter. Emailed him my birth certificate and ID so it could be updated in FDLE system. And, he gave helpful information.

I'm reflecting back on how hard I've worked to earn this certification and to be informed I have to repeat the full Basic Recruit Law Training. Due to I couldn't schedule a testing time or date cause of my testing information in the system was not correct. With that being said, there's no way possible I could take the state exam within the time frame if I tried and I'm not in the system that I ever even taking the exam the first time.

If I'm allowed or granted a temporary emergency waiver of rule 11B-35.002 Basic Recruit Training Programs for Law Enforcement, Correctional and Correctional Probation, it would extend my certification and give me the opportunity to pursue the holding g of my certification. Thanks in Advance!

Sent from Yahoo Mail for iPhone

Bufano, Christopher

From: Shakeycha Hall [redacted]
Sent: Friday, April 01, 2022 12:58 PM
To: Bufano, Christopher
Subject: Re: Waiver Petition

CAUTION: This email originated outside of FDLE. Please use caution when opening attachments, clicking links, or responding to this email.

Yes, please proceed.

Sent from Yahoo Mail for iPhone

On Friday, April 1, 2022, 12:39 PM, Bufano, Christopher <ChristopherBufano@fdle.state.fl.us> wrote:

Dear Ms. Hall,

Per our conversation you wish to seek a waiver of Rules:

11B-35.002(6)(a);

And

11B-30.006(2)(a).

Please reply and confirm if this is the case.

Chris Bufano

Assistant General Counsel

Florida Department of Law Enforcement

Phone: (850) 410-7676

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Shakecha R Hall				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date

No Employment Records found for this person

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard

No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service

No Certificate Records found for this person

Topic

Topic	Topic Date	Recert Date	Status	Met Req

There is no topic information available for this person

Exam

Type	Date	Form	Overall	Amended
Corr	3/20/2018	16	Fail	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	10/14/2014	307	Morris & McDaniel, Inc.	Pass	10/14/2018

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
07/27/2017	02/05/2018	45-2017-1190-1	2017.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-30.006: State Officer Certification Examination General Eligibility Requirements

NOTICE IS HEREBY GIVEN that on March 31, 2022, the Department of Law Enforcement, received a petition for Permanent waiver of rule 11B-30.006(2)(a), F.A.C. by Shakecha Hall. Petitioner wishes to waive that portion of the rule which states: (2) The following individuals are eligible to take the State Officer Certification Examination (SOCE) for the requested criminal justice discipline:

(a) Individuals who, within four years of beginning basic recruit training, have successfully completed a Commission-approved Basic Recruit Training Program, pursuant to rule 11B-35.002, F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-35.002: Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation

NOTICE IS HEREBY GIVEN that on March 31, 2022, the Department of Law Enforcement, received a petition for Permanent waiver of rule 11B-35.002(6), F.A.C. by Shakecha Hall. Petitioner wishes to waive that portion of the rule which states: (6)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination (SOCE) pursuant to Rule 11B-30.0062, F.A.C., and gain employment and certification as an officer.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-18

Shakecha Hall
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on April 1, 2022, the Department of Law Enforcement, received a petition for a permanent waiver of Rule 11B-30.006 and Rule 11B-35.002, F.A.C., by Shakecha Hall. Petitioner wishes to waive that portion of the rules that state: Rule 11B-3-.006(2) The following individuals are eligible to take the State Officer Certification Examination (SOCE) for the requested criminal justice discipline: (a) Individuals who, within four years of beginning basic recruit training, have successfully completed a Commission-approved Basic Recruit Training Program, pursuant to rule 11B-35.002, F.A.C., 11B-35.002(6)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination (SOCE) pursuant to Rule 11B-30.0062, F.A.C., and gain employment and certification as an officer.

The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on Thursday, May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, Jupiter, Florida, 33477.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to Shakecha Hall, at [redacted] 1st day of April 2022.

Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

NOTE TO EMPLOYING AGENCY: You are invited to attend the hearing and you may address the Commission regarding this case. Should you desire to provide written input to the Commission regarding this case, please submit your recommendation to Assistant General Counsel Chris Bufano.

AGENDA ITEM: 6F

Request for Variance or Waiver: Petition for a Permanent Waiver of Rule 11B-35.0024(2)(a), F.A.C., by Director Nicole Taylor of the Florida Department of Corrections, Florida Corrections Academy

ISSUE NUMBER 1

This agenda item is presented to the Commission by Director Nicole to request a permanent waiver of Rule 11B-35.0024(2)(a), F.A.C.

EXECUTIVE SUMMARY

Petitioner Nicole Taylor, Training Center Director for the Florida Corrections Academy, is seeking a waiver of Rule 11B-35.0024(2)(a), F.A.C., on behalf of twelve previous recruits and wishes to waive that portion of the rule that states: A basic recruit student shall be given the opportunity for one additional attempt at the required demonstration of proficiency skill(s), or one re-examination of required written end-of-course examination in DUI Traffic Stops and each of the four high-liability topics of firearms, vehicle operations, defensive tactics, and first aid. A basic recruit student, who has failed to pass the written end-of-course examination or the required demonstration of the proficiency skill(s) after a second attempt, shall be deemed to have failed the training course.

RECOMMENDATION(S): Commission staff recommends that the Commission GRANT the petition for a permanent waiver of Rule 11B-35.0024(2)(a), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Ms. Nicole Taylor's request for a permanent waiver of Rule 11B-35.0024(2)(a), F.A.C., shall be granted and the twelve recruits shall be deemed to have successfully completed the basic recruit training and passed the State Officer Certification Exam.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Ms. Nicole Taylor's request for a permanent waiver of Rule 11B-35.0024(2)(a), F.A.C., shall not be granted and the twelve recruits shall be deemed to not have successfully completed basic recruit training and the State Officer Certification Exam will be deemed invalid.

SUPPORTING INFORMATION

1. Rule 11B-35.0024(2)(a), F.A.C., Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration, page 2.
2. Section 120.542, F.S., Variances and Waivers, page 2.
3. Petition for Waiver of Rule 11B-35.0024(2)(a), F.A.C., by Director Nicole Taylor of the Florida Department of Corrections, Florida Corrections Academy, pages 3 - 4.
4. Global Profile Sheet for (12) basic recruit students, pages 5 - 28.
5. Florida Administrative Registry Notice, page 29.
6. Notice of Hearing, page 30.

11B-35.0024; Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration.

(2)(a) A basic recruit student shall be given the opportunity for one additional attempt at the required demonstration of proficiency skill(s), or one re-examination of required written end-of-course examination in DUI Traffic Stops and each of the four high-liability topics of firearms, vehicle operations, defensive tactics, and first aid. A basic recruit student, who has failed to pass the written end-of-course examination or the required demonstration of the proficiency skill(s) after a second attempt, shall be deemed to have failed the training course.
Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12, 943.17 FS. History–New 2-17-93, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 5-5-20.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, “substantial hardship” means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, “principles of fairness” are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.
History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

April 8, 2022
Chief Glen Hopkins
Florida Department of Law Enforcement
Criminal Justice Standards & Training Commission
Post Office Box 1489
Tallahassee, Florida 32301-1489

Chief Hopkins:

PETITION FOR WAIVER OR VARIANCE OF FLORIDA ADMINISTRATIVE RULES 11B-35.0024(2)(a)

I, C. Nicole Taylor, Training Center Director for the Florida Corrections Academy (School #66), Florida Department of Corrections, Petitioner, respectfully request from the Commission a permanent waiver or variance of Rule 11B-35.0024(2)(a) on behalf of twelve Florida Citizens.

Seven of the twelve individuals are currently employed with the Florida Department of Corrections or a private prison partner, Lake City CF:
Arion Copeland (Cert# 365238)
Jacinth Cousins (Cert# 364975)
Leslie Dawes (Cert# 367452)
Joshua Eason (Cert# 364869)
Deidrianna McCray (Cert# 364889) (Lake City CF)
Rigoberto Rios (Cert# 364315)
St Fonie Williams (Cert# 370868)

Three of the twelve individuals are not currently employed with the Florida Department of Corrections nor are they employed with any other agency at this time:
Lanlys Cordero (Cert# 364451)
Elisa Johnson (Cert# 366560)
Ashley Williams (Cert# 370452)

Two of the twelve individuals are not currently employed with an agency, have failed the State Officer Certification Exam twice, but remain eligible for a third attempt (eligibility expiration dates noted below):
Ta'Naya Gallon [redacted] (Eligible for 3rd SOCE attempt until 06/10/2023)
Tareka Levatte [redacted] (Eligible for 3rd SOCE attempt until 09/09/2023)

FACTS:

1. All twelve successfully completed a Commission approved Basic Recruit Training Program from July 1st, 2019 through June 30th, 2020 taught by School #66.

2. Ten of the twelve officers achieved a passing score on the State Officer Certification Exam during the 2019-2020 fiscal year.

3. Two of the twelve individuals have failed the State Officer Certification Exam twice but remain eligible for a third attempt.
   Ta'Naya Gallon [redacted] will remain eligible for a third attempt until 06/10/2023
   Tareka Levatte [redacted] will remain eligible for a third attempt until 09/09/2023

4. Due to an administrative error in grading, the students were allowed both a retest of the written end-of-course examination as well as an additional attempt at the required demonstration of proficiency skills, which is a violation of rule 11B-35.0024(2)(a).

5. All twelve continued in class, passing a Commission approved Basic Recruit Training Program; ten of the twelve sat for and successfully passed the State Officer Certification Exam; and two of the twelve failed the State Officer Certification Exam twice but remain eligible for a third attempt at the SOCE (names and SOCE eligibility expiration dates noted above).

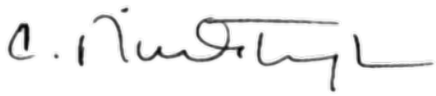
6. This rule creates a hardship for the Florida Department of Corrections and a private partner facility, as well as the seven currently employed with the Florida Department of Corrections and Lake City CF, in that none will have the benefit of remaining employed as officers – terminating their current employment status until the officers repeat basic recruit training and pass the State Officer Certification Exam.

7. The three not currently employed with an agency would lose their passing scores on the State Officer Certification Exam making them ineligible for employment as a correctional officer should they seek employment with an agency.

8. The two who have failed the State Officer Certification Exam twice would be ineligible from a third attempt should they choose to sit for the exam again to become certified officers.

   I respectfully request the Commission GRANT a permanent waiver or variance of Rule 11B-35.0024(2)(a) for these twelve individuals.

Respectfully Submitted,



C. Nicole Taylor, Director
Florida Corrections Academy (School #66)
Florida Department of Corrections

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Arion V Copeland				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	02/01/2019			Y	12/11/2018

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	365238	Active	11/07/2019	06/30/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	10/21/2019	314	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	12/07/2018	107	Morris & McDaniel, Inc.	Pass	12/07/2022

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
07/08/2019	10/09/2019	66-2019-1190-50	2019.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Ianlys M Cordero				
Race:	Wh	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	11/02/2018	10/31/2020	Voluntary Separation (Not involving misconduct)	Y	11/02/2018

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	364451	Inactive Employment	10/01/2019	06/30/2024		10/31/2024

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	8/7/2019	313	Fail	
Corr	8/16/2019	52	Pass	

Type	Date	Form	Vendor	Overall	Expiration

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	10/08/2018	107	Morris & McDaniel, Inc.	Pass	10/08/2022

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
04/29/2019	07/23/2019	66-2019-1190-20	2018.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Jacinth Cousins				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	01/18/2019			Y	01/02/2019

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	364975	Active	10/23/2019	06/30/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	10/16/2019	53	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	10/30/2018	107	Morris & McDaniel, Inc.	Pass	10/30/2022

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
06/10/2019	09/12/2019	66-2019-1190-39	2018.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Leslie A Dawes Jr.				
Race:	Blk	Sex:	M	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	03/22/2019			Y	02/01/2019

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	367452	Active	02/04/2020	06/30/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	12/20/2019	215	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATLE	01/14/2004	LEO2	Industrial/organizational Solutions	Pass	01/14/2008
BATLE	06/23/2008	07LE1	Industrial/organizational Solutions	Fail	

Type	Date	Form	Vendor	Overall	Expiration
BATLE	02/24/2011	07LE1	Industrial/organizational Solutions	Fail	
BATLE	04/13/2012	07LE3	Industrial/organizational Solutions	Fail	
BATCORR	01/22/2019	07CO1	Industrial/organizational Solutions	Pass	01/22/2023

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
08/05/2019	12/17/2019	66-2019-1190-63	2019.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Joshua C Eason				
Race:	Wh	Sex:	M	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	01/11/2019	05/27/2020	Voluntary Separation (Not involving misconduct)	Y	12/28/2018
Department Of Corrections	Corr	FT	12/04/2020	11/26/2021	Voluntary Separation (Not involving misconduct)	N	11/13/2020
Department Of Corrections	Corr	FT	01/21/2022			N	01/06/2022

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	364869	Active	10/18/2019	06/30/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended

Type	Date	Form	Overall	Amended
Corr	9/16/2019	213	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	12/28/2018	107	Morris & McDaniel, Inc.	Pass	12/28/2022

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
04/29/2019	07/23/2019	66-2019-1190-20	2018.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Ta' Naiya T Gallon				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	02/01/2019	02/21/2020	Other - Excessive Absenteeism, Failure to Report for Duty, Sleeping on Duty, etc.	Y	01/09/2019

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
No Certificate Records found for this person						

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	10/11/2019	53	Fail	
Corr	1/10/2020	54	Fail	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	11/29/2018	107	Morris & McDaniel, Inc.	Pass	11/29/2022

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
06/10/2019	09/12/2019	66-2019-1190-39	2018.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Elisa S Johnson				
Race:	Wh	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	03/08/2019	05/19/2021	Voluntary Separation (Not involving misconduct)	Y	11/21/2018

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	366560	Inactive Employment	12/27/2019	06/30/2024		05/19/2025

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	11/20/2019	53	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	11/21/2018	107	Morris & McDaniel, Inc.	Pass	11/21/2022

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
04/15/2019	11/06/2019	66-2019-1190-27	2018.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Tareka L Levatte				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	06/14/2019	01/25/2020	Voluntary Separation (Not involving misconduct)	Y	05/23/2019

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
No Certificate Records found for this person						

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	12/30/2019	411	Fail	
Corr	1/17/2020	115	Fail	

Type	Date	Form	Vendor	Overall	Expiration

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	03/27/2019	07CO1	Industrial/organizational Solutions	Pass	03/27/2023

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
09/09/2019	12/05/2019	66-2019-1190-69	2019.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Deidrianna R McCray				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	01/25/2019	04/17/2020	Other - Excessive Absenteeism, Failure to Report for Duty, Sleeping on Duty, etc.	Y	12/26/2018
Lake City Correctional Facility	Corr	FT	06/15/2020			N	06/03/2020

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	364889	Active	10/18/2019	06/30/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	9/28/2019	113	Fail	

Type	Date	Form	Overall	Amended
Corr	10/2/2019	114	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	12/12/2018	107	Morris & McDaniel, Inc.	Pass	12/12/2022

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
06/10/2019	09/12/2019	66-2019-1190-39	2018.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Rigoberto R Rios JR				
Race:	His	Sex:	M	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	02/01/2019			Y	01/28/2019

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	364315	Active	09/27/2019	06/30/2024		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	8/2/2019	213	Fail	
Corr	8/20/2019	52	Fail	
Corr	8/26/2019	313	Pass	

Type	Date	Form	Vendor	Overall	Expiration

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	12/03/2018	107	Morris & McDaniel, Inc.	Pass	12/03/2022

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
04/29/2019	07/23/2019	66-2019-1190-20	2018.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Ashley N Williams				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	04/05/2019	04/30/2021	Voluntary Separation (Not involving misconduct)	Y	02/06/2019

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	370452	Inactive Employment	07/14/2020	06/30/2025		04/30/2025

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	7/6/2020	56	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	02/05/2019	107	Morris & McDaniel, Inc.	Pass	02/05/2023

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
07/08/2019	06/24/2020	66-2019-1190-50	2019.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Florida Department of Law Enforcement

Global Profile Sheet

Name:	St Fonie Williams				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	05/31/2019			Y	02/14/2019

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
Corr	370868	Active	08/03/2020	06/30/2025		

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
Corr	7/9/2020	56	Pass	

Type	Date	Form	Vendor	Overall	Expiration
BATLE	08/13/2018	07LE1	Industrial/organizational Solutions	Pass	08/13/2022
BATCORR	02/19/2019	07CO1	Industrial/organizational Solutions	Pass	02/19/2023

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
08/16/2019	11/21/2019	66-2019-1190-75	2019.07	BCORR		Florida C M S Correctional B R T P	P	420

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-35.0024(2)(a): Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

NOTICE IS HEREBY GIVEN that on April 8, 2022, the Department of Law Enforcement, received a petition for permanent waiver of rule 11B-35.0024(2)(a) by Nicole Taylor. Petitioner wishes to waive that portion of the rule that states: (a) A basic recruit student shall be given the opportunity for one additional attempt at the required demonstration of proficiency skill(s), or one re-examination of required written end-of-course examination in DUI Traffic Stops and each of the four high-liability topics of firearms, vehicle operations, defensive tactics, and first aid. A basic recruit student, who has failed to pass the written end-of-course examination or the required demonstration of the proficiency skill(s) after a second attempt, shall be deemed to have failed the training course.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-22

Director Nicole Taylor of the Florida Department of Corrections, Florida Corrections Academy on behalf of twelve Florida Citizens;
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on April 12, 2022, the Department of Law Enforcement, received a petition for permanent waiver of Rule 11B-35.0024(2)(a), F.A.C., by Director Nicole Taylor of the Florida Department of Corrections, Florida Corrections Academy, on behalf of twelve Florida Citizens. Petitioner wishes to waive that portion of the rule that states: (2)(a) A basic recruit student shall be given the opportunity for one additional attempt at the required demonstration of proficiency skill(s), or one re - examination of required written end-of-course examination in DUI Traffic Stops and each of the four high-liability topics of firearms, vehicle operations, defensive tactics, and first aid. A basic recruit student, who has failed to pass the written end-of-course examination or the required demonstration of the proficiency skill(s) after a second attempt, shall be deemed to have failed the training course.

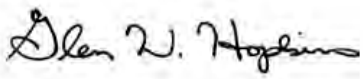
The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on Thursday, May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, 122 Soundings Avenue, Jupiter, Florida 33477. The Commission will review and act on your case on this date.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. **If you plan to call-in, please call United States: +1 (571) 317-3122, Access Code: 869-104-285.** The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to Director Nicole Taylor of the Florida Department of Corrections, Florida Corrections Academy, Nicole.Taylor@fdc.myflorida.com this 12th day of April, 2022.



Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

AGENDA ITEM: 6G

Request for Variance or Waiver: Request for a Permanent Waiver of Rule 11B-27.002(4)(a), F.A.C., by Christopher Alexander

ISSUE NUMBER 1

This agenda item is presented to the Commission by Christopher Alexander to request a permanent waiver of Rule 11B-27.002(4)(a), F.A.C.

EXECUTIVE SUMMARY

1. Petitioner Christopher Alexander is seeking a waiver of Rule 11B-27.002(4)(a) and wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.
2. Petitioner began Law Enforcement Officer Proficiency training on February 8, 2016. Petition has worked in a sworn capacity as a law enforcement officer with the Punta Gorda Police department from April 10, 2000 to May 26, 2005. Petitioner states in his petition that he has also been a sworn officer with the NYPD and the Greensboro NC Police Department.
3. Petitioner was denied a waiver of Rule 11B-35.009(10) by this Commission on January 30, 2020. Rule 11B-35.009(10) states: *Individuals, who have qualified for an exemption from a Commission-approved Basic Recruit Training Program, pursuant to this rule section, shall become employed and certified as an officer within four years from the earlier of the beginning date of the required proficiency demonstration as entered on the Training Report form CJSTC-67 or the beginning date of the Special Operations Forces Training Program*.

RECOMMENDATION(S): Commission staff recommends that the Commission DENY the petition for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Mr. Alexander's request for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C., shall not be granted and he will not be eligible to become a certified law enforcement officer.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Mr. Alexander's request for a permanent waiver of Rule 11B-27.002(4)(a), F.A.C., shall be granted and he shall have 90 days from the date of the final order to gain employment and certification as a law enforcement officer.

SUPPORTING INFORMATION

1. Rule 11B-27.002(4)(a), F.A.C., Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers, page 2.
2. Section 120.542, F.S., Variances and Waivers, page 2.
3. Petition for Waiver of Rule 11B-27.002(4)(a), F.A.C., by Christopher Alexander, pages 3 - 5.
4. Global Profile Sheet for Christopher Alexander, pages 6 – 7.
5. Florida Administrative Registry Notice, page 8.
6. Notice of Hearing, page 9.

11 B-27.002; Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

(4)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.
Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.133, 943.139, 943.1395 FS. History–New 10-6-82, Amended 4-26-84, 1-7-85, Formerly 11B-27.02, Amended 9-3-87, 3-29-89, 5-14-92, 12-13-92, 9-5-93, 1-19-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 9-14-17, 8-15-18, 7-9-19, 5-5-20, 5-20-21.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, “substantial hardship” means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, “principles of fairness” are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.
History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

04/08/2022

To: Florida Department of Law Enforcement (FDLE)
Agency Clerk – Office of the General Counsel
P.O. Box 1489
Tallahassee, Florida 32302

From: Mr. Christopher James Alexander
[redacted]

Subject: Petition for permanent waiver or variance of Florida Administrative Rule 11B-27.002 (4)

Admin Rule Recap-

Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

(4)(a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

(b) An individual who fails to comply with the requirements in paragraph (4)(a) of this rule section, for the discipline in which the training was completed, within four years of the date of beginning such training, shall as a condition for obtaining employment, comply with the following:

1. **Successfully complete a Commission-approved Basic Recruit Training Program pursuant to Rule 11B-35.002, F.A.C., or qualify for an exemption from a Commission-approved Basic Recruit Training Program, pursuant to Section 943.131(2), F.S., to include demonstration of proficiency in the High-Liability Basic Recruit Training Courses pursuant to Rule 11B-35.0024, F.A.C.; and, if applicable, completion of the Special Operations Forces Training Program, pursuant to Rule 11B-35.009, F.A.C., and**

2. **Achieve a passing score on the State Officer Certification Examination.**

I, MR. CHRISTOPHER JAMES ALEXANDER (PETITIONER), RESPECTFULLY REQUEST THAT THE COMMISSION GRANT A PERMANENT WAIVER OR VARIANCE OF FLORIDA ADMINISTRATIVE RULE 11B-27.002 (4) STIPULATING THE REQUIREMENT OF OBTAINING EMPLOYMENT OF APPOINTMENT WITHIN FOUR (4) YEARS OF BEGINNING OF A BASIC RECRUIT ACADEMY, AS STATED ABOVE.

A) I retired from the NYPD in December of 1997, after being shot in the line of duty. I subsequently served 5+ years in the Punta Gorda (FL) Police Department from 2000 to 2005. I deployed to Iraq in 2005, as a part of the Civilian Police Assistance Training Team with the U.S. State Department. I then served in the Greensboro (NC) Police Department, having attended their Police Basic Introductory Course (PBIC/Academy) in 2009. In February of 2016, I paid out of my own pocket (out of state applicant) and attended the St Petersburg College, Equivalency of Training with the Police Applicant Screening Service, in St.Petersburg, Florida. In accordance with section 943.131(2):

(2) If an applicant seeks an exemption from completing a commission-approved basic recruit training program, the employing agency or criminal justice selection center must verify that the applicant has successfully completed a comparable basic recruit training program for the discipline in which the applicant is seeking certification in another state or for the Federal Government or a previous Florida basic recruit training program. Further, the employing agency or criminal justice selection center must verify that the applicant has served as a full-time sworn officer in another state or for the Federal Government for at least 1 year provided there is no more than an 8-year break in employment or was a previously certified Florida officer provided there is no more than an 8-year break in employment, as measured from the separation date of the most recent qualifying employment to the time a complete application is submitted for an exemption under this section. When the employing agency or criminal justice selection center obtains written documentation regarding the applicant's criminal justice experience, the documentation must be submitted to the commission. The commission shall adopt rules that establish criteria and procedures to determine if the applicant is exempt from completing the commission-approved basic recruit training program and, upon making a determination, shall notify the employing agency or criminal justice selection center. An applicant who is exempt from completing the commission-approved basic recruit training program must demonstrate proficiency in the high-liability areas, as defined by commission rule, and must complete the requirements of s. 943.13(10) within 1 year after receiving an exemption.

B) I successfully passed that EOT, demonstrating a proficiency in High-Liability Basic Recruit Training Course in accordance with rule 11B-35.0024, and pursuant to Rule 11b-27.002(4), on February 19, 2016, I took and achieved a passing score (88%) on the State Officer Certification Examination (SOCE). At the time of my attending the EOT Course, I was serving as a Criminal Court Magistrate in the State of North Carolina. I took vacation in order to attend this training, fully intending to pursue employment as a Police Officer in Florida, when my appointment was completed in December of 2016.

I held a Bachelor's Degree in Criminal Justice and just prior to my end of appointment, I opted to reenter academia at the University of North Carolina-Greensboro and pursued a Master's Degree. I graduated in 2019, with a Master's Degree in Peace & Conflict Studies with a 3.9 GPA.

C) In late 2019, the COVID-19 pandemic struck and as an Armed Public Safety Officer for Novant Health (Healthcare), I was assigned to a 4 officer team, that oversaw over 100 non-hospital sites and provided security for numerous COVID-19 testing, and then vaccination sites. While I still desired to serve within a Law Enforcement agency in Florida, and be closer to my children, I felt strongly about helping my community and my small team of Public Safety Officers during the pandemic. Basically, I didn't want to "jump ship", during a time that my service was needed most.

D) Novant Health (as well as the entire U.S.) is now drawing down and eliminating vaccination and testing, so I am renewing my pursuit of Law Enforcement employment in Florida. I have spoken to a number of agencies, and while they are interested in me, they prefer FDLE LEO certification (or a waiver). I am presently actively pursuing employment with a number of agencies (I am presently a Chief of Police applicant with The Cedar Key Police Department in Levy County), but if the waiver/variance is granted, I would become much more attractive to law enforcement agencies; especially given my background, education and experience.

E) I presently have 2 adult children (25 yrs old) with Cerebral Palsy, that live in Punta Gorda, Florida. My personal goal has always been to get closer & be available to help more as they get older. As my children get older, their physical needs have changed and my ex-wife (main caregiver for the twins) has developed life threatening health issues (breast cancer), and although she is presently in remission, I still wish to be closer and employed in my chosen life career. If the waiver/variance is not granted, I can anticipate severe financial hardships if I am forced to become the primary caregiver without prior anticipation, planning and preparation such as what I am seeking now.

F) If the waiver/variance is granted, if required, I would accept the stipulation/condition of my re-attending the EOT Training Course in accordance with section 943.131(2), and therefore granting me the opportunity to freely apply, process and find gainful Law Enforcement employment and being up to date on High-Liability Basic Recruit Training in accordance with rule 11B-35.0024.

G) I feel strongly that if the waiver/variance was granted, I would bring a wealth of knowledge, education and experience to, and would be an asset to a Law Enforcement agency such as The Cedar Key Police Department.

Respectfully,

Christopher J. Alexander

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Christopher J Alexander				
Race:	Wh	Sex:	M	Education:	

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Punta Gorda Police Department	LE	FT	04/10/2000	05/26/2005	Voluntary Separation (Not involving misconduct)	Y	06/28/2000

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
LE	192747	Inactive 8 year Break in Service	08/02/2000	06/30/2009	06/25/2004	

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
LE	2/24/1999	1	Pass	
LE	2/19/2016	4	Pass	

Type	Date	Form	Vendor	Overall	Expiration

No BAT Record Information found for this person

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date
Police Applicant Screening Service	LE	06/04/2014	06/23/2014	Jennifer Chen	06/25/2014	App	6/25/2015
Police Applicant Screening Service	LE	02/05/2016	02/05/2016	Jennifer Chen/PASS	02/05/2016	App	2/5/2017

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
02/08/1999	02/20/1999	38-1999-210-1	1980.01	BRLE		Law Enforcement Exam Preparation Course	P	112
10/07/2002	10/18/2002	33-2002-055-6	1995.07	A	SI	Radar Speed Measurement Training Course For Law Enforcement Officers	P	40
09/08/2003	09/12/2003	33-2003-809-3	2002.04	A	SI	Field Training Officer Course For Law Enforcement Officers	P	40
01/05/2004	01/16/2004	07-2004-094-1	1993.10	A	SI	Drug Abuse Resistance Education	P	80
02/08/2016	02/17/2016	38-2016-215-1	2014.07	BRLE		Law Enforcement Officer Proficiency Course	P	88

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	3/15/2002
Incident Command System (ICS)	6/30/2003

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-27.002: Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

NOTICE IS HEREBY GIVEN that on April 15, 2022, the Department of Law Enforcement, received a petition for permanent waiver of rule 11B-27.002(4) by Christopher Alexander. Petitioner wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-23

Christopher Alexander
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on April 18, 2022, the Department of Law Enforcement, received a petition for a permanent waiver of Rule 11B-27.002(4) by Christopher Alexander. Petitioner wishes to waive that portion of the rule that states: (a) Within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

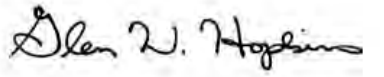
The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on Thursday, May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, Jupiter, Florida, 33477.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to Christopher Alexander, at [redacted]; this 18th day of April 2022.



Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

NOTE TO EMPLOYING AGENCY: You are invited to attend the hearing and you may address the Commission regarding this case. Should you desire to provide written input to the Commission regarding this case, please submit your recommendation to Assistant General Counsel Chris Bufano.

AGENDA ITEM: 6H (Addendum 5/2/2022)

Request for Variance or Waiver: Request for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by Antoinette Hearring

ISSUE NUMBER 1

This agenda item is presented to the Commission by Antoinette Hearring to request a permanent waiver of Rule 11B-27.00213(4), F.A.C.

EXECUTIVE SUMMARY

1. Petitioner, Antoinette Hearring, is seeking a waiver of Rule 11B-27.00213, F.A.C., and wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

   (a) The individual was previously certified as a full-time or part-time officer; or

   (b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

2. Petitioner was previously employed under a Temporary Employment Authorization by the Florida Department of Corrections from May 15, 2020 to June 11, 2020.

3. Petitioner is seeking employment with South Bay Correctional & Rehabilitation Facility and has their support.

RECOMMENDATION(S): Commission staff recommends that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Ms. Hearring's request for a permanent waiver of Rule 11B-27.00213(4), F.A.C., shall be granted and she shall have 90 days from the date of the final order to continue the employment process.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Ms. Hearring's request for a permanent waiver of Rule 11B-27.00213(4), F.A.C., shall not be granted and she shall not have 90 days from the date of the final order to continue the employment process.

SUPPORTING INFORMATION

1. Rule 11B-27.00213(4), F.A.C., Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers, page 2.
2. Section 120.542, F.S., Variances and Waivers, page 2.
3. Petition for Waiver of Rule 11B-27.00213(4), F.A.C., by Antoinette Hearring, pages 3 – 4
4. South Bay Correctional & Rehabilitation Facility letter of support, page 5.
5. Petitioner email correspondence, page 6.
6. Global Profile Sheet for Antoinette Hearring, pages 7 – 8.
7. Florida Administrative Registry Notice, page 9.
8. Notice of Hearing, page 10.

11B-27.00213; Temporary Employment Authorization.

A Certificate of Compliance shall not be issued to officers employed on a Temporary Employment Authorization (TEA) prior to meeting the requirements of Sections 943.13(1)-(10), F.S.

(4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or

(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years. Such individual shall comply with the firearms training requirements pursuant to Rule 11B-35.0024, F.A.C. and Section 943.17(1)(a), F.S., unless the agency administrator has waived such requirements in subsection (2) of this rule section, and shall enroll in a Commission-approved Basic Recruit Training Program within 180 days of employment in the first training program offered in the geographic area, or in the first assigned state training program for a state officer.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.131, 943.133, 943.139, 943.1395, 943.17(1)(a) FS. History–New 11-5-02, Amended 11-30-04, 3-27-06, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 9-4-16.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, “substantial hardship” means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, “principles of fairness” are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.

History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

To: THE GENERAL OFFICE OF THE GENERAL COUNCEL

FLORIDA DEPARTMENT OF LAW ENFORCMENT

FROM: ANTOINETTE HEARRING

RE: PETITION FOR WAIVER OR VARIANCE OF FLORIDA ADMINISTRATIVE RULE (11B-27.002(4)

DATE: April 25, 2022

OFFICE OF THE GENERAL COUNCEL,

I, ANTOINETTE HEARRING, PETITIONER A NON-CERTIFIED CORRECTIONAL OFFICER RESPECTFULLY REQUEST FROM THE COMMISSON A PERMANENT WAIVER OR VARIANCE RULE OF 11B-27.002(4) CERTIFICATION or APPOINTMENT, REACTIVATION, and TERMINATING EMPLOYMENT of OFFICERS, Specific the rule states: (4)(a) Within four years of the beginning date of a Commission-approved Basic Training program an individual shall successfully complete the program, achieve a passing score on the applicable state officer Certification Examination, and gain employment, and certification as an officer.

The petitioner has gained Employment with South Bay Correctional Facilities on February 7, 2022, and was assigned to attend the Commission-approved Basic Training academy in September 2022.

1. **The petitioner is a Florida Citizen, named Antoinette Hearring who has gained employment with South Bay Correctional Facility as a Non-Certified officer.**
2. **Antoinette Hearring achieved a passing score on the Criminal Justice Basic Assessment Test on June 4, 2020.**
3. **Due to an application error, while being employed with Martin Correctional Institution on March 30, 2020 the petitioner was not able to successfully continue employment with South Bay Correctional Facility.**
4. **The petitioner believes she brings a great deal of skills, experience, knowledge and team effort to any agency, and would be a true asset if a waiver was granted and she is subsequently employed.**

RECEIVED
APR 27 2022
Office of General Counsel

5. Sever economic hardship will be created for Antoinette Hearring if the rule waiver is not granted not only due to loss of income, but she is a single mother who have once lived in a homeless shelter in March 2021 due to Covid-19 pandemic the loss of her home, job, and vehicle at once her only goals were to go back into corrections, get sponsored for the Commissions-approved Basic Training academy , and start her journey to her career.
6. The petitioner requests ninety days (90) from the date the Commission votes on this issue to complete the employment process and have Antoinette Hearring to become a fully certified Correctional officer With South Bay Correctional Facility.
7. I Antoinette Hearring respectfully request from the Commission a permanent waiver or variance of Rule 11B-27.002(4), and to be allowed to be appointed by South Bay Correctional Facility to a position as a TEA Basic Recruit employee for sponsorship within 30 days of this petition is heard. Approval of the requested waiver would serve the purpose of the statue rule as implementing in FS120.54(5)(b).
8. Law Implemented 943.12(3), 943.13 ,943.133, 943.139, 943.1395 FS.

The variance or waiver requested would serve the purpose of the underlying statue as it ensures that all new hires are adequately trained.

Secure Services™

South Bay Correctional &
Rehabilitation Facility
600 US Highway 27 South
South Bay, Florida 33493

Tel: 561.992.9505
Fax: 561.992.4091
www.geogroup.com

Date: April 25, 2022

To: Whom it may concern

From: Christopher Cruz, Colonel

RE: REFERENCE LETTER: CORRECTIONAL OFFICER ANTOINETTE HEARRING

Since Officer Hearring start here at the SBCRF, she has shown herself to be a trustworthy, affable person.

Officer Hearring embodies the qualities of a Correctional Officer, and conducts herself with a great deal of respect as she knows she represents herself, her facility, her agency, and her profession as a whole. Officer Hearring is punctual and has no issues with attendance. Officer Hearring has not received any form of discipline during her tenure at the SBCRF. Officer Hearring regularly volunteers to assist the facility in difficult times regarding staffing and post coverage. Officer Hearring is quick to rise to any task given, and regularly volunteers to be put in new post assignments to broaden her skill set.

If I can provide any further information, please don't hesitate to contact me.

Respectfully,

Colonel Christopher Cruz

Chief of Security, SBCRF

O: 561-992-9505 x405146

C: 561-914-8289

E: Christopher.Cruz@geogroup.com

Bufano, Christopher

From: Antoinette Hearring
Sent: Monday, May 02, 2022 11:49 AM
To: Bufano, Christopher
Subject: Re: Petition for Waiver

CAUTION: This email originated outside of FDLE. Please use caution when opening attachments, clicking links, or responding to this email.

Hi Mr. Bufano,

I am emailing you in reference to amending my petition 11B-27.00213 as a waiver if you can help me I would greatly appreciate it sir.

Thank you so much!

Respectfully,

Antoinette Hearring

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Antoinette M Hearring				
Race:	Blk	Sex:	F	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Department Of Corrections	Corr	FT	05/15/2020	06/11/2020	Voluntary Separation (Not involving misconduct)	Y	05/27/2020

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
No Certificate Records found for this person						

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
No Exam Record found for this person				

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	04/28/2009	07CO1	Industrial/organizational Solutions	Fail	

Type	Date	Form	Vendor	Overall	Expiration
BATCORR	05/05/2009	07CO2	Industrial/organizational Solutions	Fail	
BATCORR	08/28/2014	07CO1	Industrial/organizational Solutions	Fail	
BATCORR	09/26/2014	07CO2	Industrial/organizational Solutions	Fail	
BATCORR	10/10/2014	07CO3	Industrial/organizational Solutions	Pass	10/10/2018
BATLE	04/07/2015	07LE1	Industrial/organizational Solutions	Pass	04/07/2019
BATCORR	06/04/2020	Form2	Industrial/organizational Solutions	Pass	06/04/2024

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught

No Training Records found for this person

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	Not Completed
Incident Command System (ICS)	Not Completed

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-27.00213: Temporary Employment Authorization

NOTICE IS HEREBY GIVEN that on May 02, 2022, the Department of Law Enforcement, received a petition for permanent waiver of rule 11B-27.00213, F.A.C. by Antoinette Hearring. Petitioner wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or

(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-25

Antoinette Hearring
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on May 2, 2022, the Department of Law Enforcement, received a petition for a permanent waiver of Rule 11B-27.00213, F.A.C., by Antoinette Hearring. Petitioner wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or
(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on Thursday, May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, Jupiter, Florida, 33477.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to Antoinette Hearring, at [redacted] this 2nd day of May 2022.

Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

NOTE TO EMPLOYING AGENCY: You are invited to attend the hearing and you may address the Commission regarding this case. Should you desire to provide written input to the Commission regarding this case, please submit your recommendation to Assistant General Counsel Chris Bufano.

AGENDA ITEM: 6I (Addendum 5/2/2022)

Request for Variance or Waiver: Request for a Permanent Waiver of Rule 11B-27.00213(4), F.A.C., by Brent Earnest

ISSUE NUMBER 1

This agenda item is presented to the Commission by Brent Earnest to request a permanent waiver of Rule 11B-27.00213(4), F.A.C.

EXECUTIVE SUMMARY

1. Petitioner, Brent Earnest, is seeking a waiver of Rule 11B-27.00213, F.A.C., and wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

   (a) The individual was previously certified as a full-time or part-time officer; or

   (b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

2. Petitioner was previously employed under a Temporary Employment Authorization at Calhoun County Sheriff's Office from August 9, 2021 to November 24, 2021.

3. Petitioner has the support of the Calhoun County Sheriff.

RECOMMENDATION(S): Commission staff recommends that the Commission GRANT the petition for a permanent waiver of Rule 11B-27.00213(4), F.A.C.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Mr. Earnest's request for a permanent waiver of Rule 11B-27.00213(4), F.A.C., shall be granted and he shall have 90 days from the date of the final order to continue the employment process.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Mr. Earnest's request for a permanent waiver of Rule 11B-27.00213(4), F.A.C., shall not be granted and he shall not have 90 days from the date of the final order to continue the employment process.

SUPPORTING INFORMATION

1. Rule 11B-27.00213(4), F.A.C., Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers, page 2.
2. Section 120.542, F.S., Variances and Waivers, page 2.
3. Calhoun County Sheriff Kimbrel's letter of support, page 3.
4. Petition for Waiver of Rule 11B-27.00213(4), F.A.C., by Brent Earnest, pages 4 – 5.
5. Global Profile Sheet for Brent Earnest, pages 6 – 7.
6. Florida Administrative Registry Notice, page 8.
7. Notice of Hearing, page 9.

11B-27.00213; Temporary Employment Authorization.

A Certificate of Compliance shall not be issued to officers employed on a Temporary Employment Authorization (TEA) prior to meeting the requirements of Sections 943.13(1)-(10), F.S.

(4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or

(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years. Such individual shall comply with the firearms training requirements pursuant to Rule 11B-35.0024, F.A.C. and Section 943.17(1)(a), F.S., unless the agency administrator has waived such requirements in subsection (2) of this rule section, and shall enroll in a Commission-approved Basic Recruit Training Program within 180 days of employment in the first training program offered in the geographic area, or in the first assigned state training program for a state officer.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.131, 943.133, 943.139, 943.1395, 943.17(1)(a) FS. History–New 11-5-02, Amended 11-30-04, 3-27-06, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 9-4-16.

Section 120.542, F.S., Variances and Waivers, mandates threshold proofs and notice provisions for variances and waivers from agency rules. Subsection (2) of this statute states:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, "substantial hardship" means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver. For purposes of this section, "principles of fairness" are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.

History.—s. 12, ch. 96-159; s. 5, ch. 97-176; s. 37, ch. 2010-102; s. 5, ch. 2013-14.

Sheriff

Glenn H. Kimbrel
Calhoun County

March 23, 2022

Florida Department of Law Enforcement
Agency Clerk – Office of the General Counsel
P.O. Box 1489
Tallahassee, FL 32302

RE: Brent J Earnest
PETITION FOR WAIVER OF RULE 11B-27.00213 –
Temporary Employment Authorization (TEA)

Dear FDLE Agency Clerk:

I am in support of Brent J Earnest's petition for waiver, which would allow him to return to this agency in the capacity of a Law Enforcement TEA. He did a great job in the time that we were able to have him working with us as a TEA. I believe that he will make a fine law enforcement officer in the future and would like to see him granted another chance to finish his TEA. His reasons for separating from the TEA were noble (to help his family). In addition, this agency is in critical need of law enforcement officers. Currently, three deputy positions are unfilled at our small agency of only 35 employees. This is critical.

I am asking that you please grant Brent Earnest's request and allow him to be reemployed with this agency as a TEA and allow him to finish his goal.

Thank you!

Sincerely,

Glenn Kimbrel
Sheriff Glenn Kimbrel

RECEIVED
APR 28 2022
Office of General Counsel

20776 Central Avenue East, Suite #2 ★ Blountstown, Florida 32424 ★ www.calhounsheriff.com
Office: (850) 674-5049 / (850) 674-4275 ★ Fax (850) 674-5586

Brent J. Earnest

[redacted]

March 23, 2022

Florida Department of Law Enforcement
Agency Clerk – Office of the General Counsel
P.O. Box 1489
Tallahassee, FL 32302

RE: PETITION FOR WAIVER OF RULE 11B-27.00213 – Temporary Employment Authorization (TEA)

Dear FDLE Agency Clerk:

I am requesting a waiver of Rule 11B-27.00213 Temporary Employment Authorization (TEA) (pursuant to FS Chapter 943.131 – if a critical need exists). My petition pertains specifically to section 5(4)(b) where it states that an individual previously hired on a TEA and separated from an agency while still in good standing has to have a break in service from the last employment for a minimum of four years.

I was hired as a TEA with the Calhoun County Sheriff's Office on 8/9/2021 and began the Basic Recruit Training Program at Chipola College. A couple of months into the program, my father had to undergo heart surgery. My father was/is self-employed with a lawn care business. This was their only source of income. I felt the need to assume the responsibility for keeping his business intact for him so that it would continue after he recovered. Therefore, I was put into the position of having to resign from my TEA at the Calhoun County Sheriff's Office (on 11/24/21) and discontinue the training at Chipola, as I was taking care of my father and his business.

At this point, my father is recovered enough to assume responsibility for his business and I am ready to continue down my chosen career path of becoming a certified Law Enforcement Officer. Chipola College is willing to accept me back into the program at the point that I was at when I had to leave school. Calhoun County Sheriff's Office is having difficulty finding law enforcement officers to fill positions and is willing to take me back in my position as a Law Enforcement TEA, provided that I am able to be granted this emergency waiver.

I am requesting that FDLE please grant me the opportunity to continue to work with the Calhoun County Sheriff's Office in the field that I have chosen, without having a 4 year break in service. Calhoun County Sheriff's Office needs law enforcement staff and I need to work while I continue in my training at Chipola.

In essence, I had to resign from my TEA position to take care of my father and keep his lawn care business going while he was sick after open heart surgery. These were extenuating, and very unfortunate, circumstances for my family, but I am thankful I am now able to move forward with my career.

If you were to grant this temporary emergency waiver of Rule 11B-27.00213 Temporary Employment Authorization (TEA), I can continue in my TEA position and can re-enter my training course at Chipola where I left off. It is difficult to find enough people to fill the law enforcement positions in my area. This waiver will serve the purpose of Florida Statute 943.131 which was implemented in order to help agencies that can document a critical needs exists to employ or appoint individuals to sworn positions. Calhoun County Sheriff's Office can document this critical need. I will be able to help with that difficulty, if you grant this waiver. It will help me, Calhoun County Sheriff's Office, and ultimately the State of Florida.

I am requesting that this waiver be in effect until my Basic Recruit Training Program is completed at Chipola College, which is expected to begin in May 2022 and an additional 180 consecutive days after completing the training to pass the State Officer Certification Examination. This time frame would meet the requirements of my original TEA, so I am not gaining additional time to complete by this continuation of my TEA. (The training completion date is less than 18 months from my original hire date of 8/9/2021 at the Calhoun County Sheriff's Office.)

Thank you for your consideration.

Brent J Earnest

Florida Department of Law Enforcement

Global Profile Sheet

Name:	Brent J Earnest				
Race:	Wh	Sex:	M	Education:	High School

Employment

Agency	Class	Type	Start Date	Sep. Date	Sep. Reason	TEA	FP Date
Calhoun County Sheriff's Office	LE	FT	08/09/2021	11/24/2021	Voluntary Separation (Not involving misconduct)	Y	07/28/2021

Salary Incentive

Basic LE	Education	Career Dev.	Maximum Eligible
$0	$0	$0	$0

Mandatory Firearms Qualification

Law Enforcement Officer Firearms Qualification Standard
No Firearms found for this person

Certification

Type	Number	Status	Cert. Date	Mand. Ret. Due Date	Mand. Ret. Completion Date	4 Year Break in Service
No Certificate Records found for this person						

Topic

Topic	Topic Date	Recert Date	Status	Met Req
There is no topic information available for this person				

Exam

Type	Date	Form	Overall	Amended
LE	8/19/2020	38	Fail	
LE	8/28/2020	64	Fail	
LE	4/8/2021	18	Fail	

Type	Date	Form	Vendor	Overall	Expiration
BATLE	07/23/2019	07LE1	Industrial/organizational Solutions	Pass	07/23/2023

Equivalency

Agency	Discipline	Application Date	Decision Date	Approval Authority	Advised Date	Status	Exp Date

No Equivalency Records found for this person

Training

Start Date	End Date	Sequence	Version	Type	MR/SI	Title	Grade	Hours Taught
08/16/2019	08/04/2020	05-2019-2000-8	2019.07	BLE		Florida Law Enforcement Academy	P	770
08/17/2021	05/26/2022	05-2021-2010-3	2021.07	BLE		Law Enforcement Academy		770

WMD/ICS Training for Certified Law Enforcement Officers

Training Name	Completion Date
Weapons of Mass Destruction(WMD)	8/4/2020
Incident Command System (ICS)	8/4/2020

Notice of Variances and Waivers

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission RULE NO.: RULE TITLE:

11B-27.00213: Temporary Employment Authorization

NOTICE IS HEREBY GIVEN that on April 28, 2022, the Department of Law Enforcement, received a petition for permanent waiver of rule 11B-27.00213, F.A.C. by Brent Earnest. Petitioner wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or

(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489 Tallahassee, FL, 32302 or by telephone at (850) 410-7676.

STATE OF FLORIDA
CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

CASE NO. VAR-2022-26

Brent Earnest
Petitioner.
_____/

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on May 2, 2022, the Department of Law Enforcement, received a petition for a permanent waiver of Rule 11B-27.00213, F.A.C., by Brent Earnest. Petitioner wishes to waive that portion of the rule that states: (4) Agencies applying to temporarily employ or appoint an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if:

(a) The individual was previously certified as a full-time or part-time officer; or
(b) The individual was previously hired on a TEA and has separated from the employing agency or discontinued training while still in good standing, and has had a break-in-service from the last employment for a minimum of four years.

The above case will come up for review at the next general meeting of the Criminal Justice Standards and Training Commission to be held on Thursday, May 12, 2022, at the Wyndham Grand Jupiter at Harbourside Place, Jupiter, Florida, 33477.

If you plan to attend the hearing, please call Assistant General Counsel Chris Bufano at (850) 410-7676 or email at ChristopherBufano@fdle.state.fl.us, upon receipt of this Notice. Respondents attending the hearing should check in with Commission Staff between 8:00 and 8:30 a.m. The hearing portion of the Commission meeting where your case will come up begins at 8:30 a.m.

NOTE: FIREARMS WILL BE RESTRICTED ON THE PREMISES DURING THE PROCEEDINGS PURSUANT TO FEDERAL AND STATE LAW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing has been forwarded by electronic mail (email) to Brent Earnest, at [redacted] this 2nd day of May 2022.

Glen W. Hopkins, Bureau Chief
Criminal Justice Professionalism

NOTE TO EMPLOYING AGENCY: You are invited to attend the hearing and you may address the Commission regarding this case. Should you desire to provide written input to the Commission regarding this case, please submit your recommendation to Assistant General Counsel Chris Bufano.

AGENDA ITEM: 7

Request for Commission approval allowing Commission staff to process requests for voluntary relinquishment in lieu of reimbursement of training costs, and reinstatement of certification, pursuant to Section 943.16, F.S.

ISSUE NUMBER 1

This agenda item is presented to the Commission to discuss Commission staff processing requests by officers to voluntarily relinquish their certification in lieu of reimbursement of training costs to an agency, pursuant to Section 943.16, F.S. Additionally, staff will process requests for reinstatement of certification related to Section 943.16, F.S.

EXECUTIVE SUMMARY

1. Section 943.16, F.S. outlines that an employing agency is authorized to pay any costs of tuition of a trainee in attendance at an approved basic recruit training program.
2. Additionally, the statute states that a trainee who attends such approved training program at the expense of an employing agency must remain employed for a period of not less than two years after graduation from the basic recruit training program. If employment or appointment is terminated on the trainee's own initiative within two years, he or she shall reimburse the employing agency for the full cost of his or her tuition and other course expenses, provided that the employing agency gave written notification during the employment screening process and the trainee signed an acknowledgment of receipt of such notification.
3. An employing agency may institute a civil action to collect training costs when a trainee does not complete the required two years and fails to pay back the training costs. However, the statute does not apply to trainees who terminate employment with the employing agency and relinquish their certification upon termination.
4. Since these are not disciplinary actions, Commission staff receives these requests to relinquish certification in lieu of reimbursement and issues a final order without action by the Commission.
5. When a trainee enters into a new term of service with the agency to pay back the training costs, the agency submits a request to Commission staff requesting that the trainee's certification be reinstated. These requests are then presented to the Commission at regularly scheduled disciplinary hearings as a Motion to Vacate the Final Order.
6. Commission staff and FDLE counsel review of this process resulted in the request that the Commission authorize staff to process the reinstatement of certification requests without presenting them to the Commission. This only applies to reinstatement of certification related to relinquishment of certification in lieu of the repayment of training costs.
7. Allowing staff to process these requests will reduce the length of time required to complete the process since the motion will not have to be held until a regularly scheduled disciplinary hearing.

RECOMMENDATION(s): Commission staff recommends that the Commission allow staff to process requests from employing agencies to reinstate certifications relinquished in lieu of repayment of training costs and issue a final order on behalf of the Commission reinstating certification.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: Commission staff will process requests from employing agencies to reinstate certifications relinquished in lieu of repayment of training costs and issue a final order on behalf of the Commission reinstating certification.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: Commission staff will continue to present agency requests to vacate final orders related to individuals who relinquished certification in lieu of reimbursing training costs to the Commission.

SUPPORTING INFORMATION

1. Section 943.16 Payment of tuition or officer certification examination fee by employing agency; reimbursement of tuition, other course expenses, wages, and benefits, page 2.

943.16 Payment of tuition or officer certification examination fee by employing agency; reimbursement of tuition, other course expenses, wages, and benefits. —

(1) An employing agency is authorized to pay any costs of tuition of a trainee in attendance at an approved basic recruit training program.

(2) A trainee who attends such approved training program at the expense of an employing agency must remain in the employment or appointment of such employing agency for a period of not less than 2 years after graduation from the basic recruit training program. If employment or appointment is terminated on the trainee's own initiative within 2 years, he or she shall reimburse the employing agency for the full cost of his or her tuition and other course expenses.

(3) An employing agency is authorized to pay the required fee for an applicant to take the officer certification examination on one occasion.

(4) An employing agency may institute a civil action to collect such cost of tuition and other course expenses as provided in this section if it is not reimbursed, provided that the employing agency gave written notification to the trainee of the 2-year employment commitment during the employment screening process. The trainee shall return signed acknowledgment of receipt of such notification.

(5) For purposes of this section, the term "other course expenses" includes the cost of meals.

(6) This section does not apply to trainees who terminate employment with the employing agency and resign their certification upon termination in order to obtain employment for which certification under this chapter is not required. Further, this section does not apply to trainees attending auxiliary officer training.

(7) Notwithstanding the provisions of this section, an employing agency may waive a trainee's requirement of reimbursement in part or in full when the trainee terminates employment due to hardship or extenuating circumstances.

History.—s. 7, ch. 74-386; s. 4, ch. 78-323; s. 7, ch. 80-71; ss. 24, 25, ch. 81-24; s. 1, ch. 82-46; s. 2, ch. 83-265; s. 14, ch. 84-258; ss. 5, 6, ch. 87-186; s. 5, ch. 91-429; s. 15, ch. 93-252; s. 1634, ch. 97-102; s. 1, ch. 2003-264; s. 2, ch. 2008-250.

AGENDA ITEM: A

General Information Agenda Item: Criminal Justice Trust Fund Status Report

ISSUE NUMBER 1

The following information is a status report on the Criminal Justice Standards and Training Trust Fund Officer Training Monies.

EXECUTIVE SUMMARY

1. FY 2021 – 2022 Quarterly Trust Fund Activity. Since the February Commission meeting, the trust fund analysts have initiated extensive audits of trust fund expenditures, class records, and instructor records for Region XVI for FY 2019 - 2020 and Regions III, VII, IX, XI, and XV for FY 2020 - 2021. Trust fund warrants for the 4th quarter of FY 2021 - 2022 have been forwarded to the regions' fiscal agents for disbursement to the training schools.

2. Budget Amendments/Programmatic Changes. Rule 11B-18.0071(2)(b), F.A.C., requires training schools and regions to obtain approval from Commission staff prior to the transfer of Officer Training Monies between budget categories. These budget amendments do not alter the Commission's approved trust fund expenditure formula. Commission staff has approved Budget Amendments and/or Programmatic Changes for the following:

   FY 2021 – 2022

   Region VI: College of Central Florida

   Region VIII: Polk State College
   South Florida State College

   Region XII: Palm Beach State College

3. Interest Budgets. Commission staff has approved the Operating Budget or interest accrued in FY 2020-2021 for expenditure in FY 2021 – 2022 for Northeast Florida State Criminal Justice Center in Region V. Rule 11B-18.0071(5), F.A.C., allows criminal justice training schools to place their annual trust fund allocation into interest bearing accounts. Interest earned may be expended on trust fund related needs, subject to the following conditions:

   A. Commission staff shall request, and be granted appropriate authority from the State Comptroller.
   B. Regional Training Councils shall submit to Commission staff for approval, a separate operating budget for accrued interest.
   C. Expenditure of accrued interest is restricted to training costs and purchase of operating capital outlay items.
   D. The interest shall be expended on or before June 30 of the subsequent year in which it is earned.

4. Property Disposals. Commission staff has approved the removal of equipment items from the trust fund inventory of Region XII (Palm Beach State College), and Region XVI (Department of Corrections). Rule 11B-18.0053(4)(e), F.A.C., requires training schools to obtain approval from Commission staff prior to the disposal or transfer of property purchased with trust fund monies.

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

SUPPORTING INFORMATION

1. Fourth Quarter Disbursement chart reflects the total amount of Officer Training Monies forwarded to each fiscal agent in each region.

	REGION I	
Escambia County School Board	Pensacola	$26,560.00
Northwest Florida State College	Niceville	$17,000.00
	REGION II	
Gulf Coast State College	Panama City	$13,020.00
Chipola College	Marianna	$3,520.00
Washington County School Board	Chipley	$2,640.00
	REGION III	
Tallahassee Community College (Local)	Havana	$29,680.00
	REGION IV	
Santa Fe College	Gainesville	$21,440.00
Florida Gateway College	Lake City	$8,940.00
North Florida College	Madison	$6,700.00
	REGION V	
City of Jacksonville, Jacksonville Sheriff's Office	Jacksonville	$58,820.00
St. Johns River State College	Palatka	$25,460.00
	REGION VI	
College of Central Florida	Ocala	$20,827.00
Citrus County School Board	Inverness	$14,473.00
	REGION VII	
Eastern Florida State College	Cocoa	$30,540.00
Valencia College	Orlando	$79,880.00
Daytona State College	Daytona Beach	$32,400.00
Osceola County School Board	Kissimmee	$17,460.00
Lake Technical College	Tavares	$16,520.00
Seminole State College	Sanford	$23,020.00
	REGION VIII	
Polk State College	Winter Haven	$40,180.00
	REGION IX	
Hillsborough Community College	Tampa	$66,480.00
Manatee County School Board	Bradenton	$11,740.00
Pasco-Hernando State College	Dade City	$20,160.00
St. Petersburg College	St. Petersburg	$56,300.00
Manatee County Sheriff's Office	Bradenton	$7,060.00

	REGION X	
Sarasota County School Board	Sarasota	$21,140.00
Lee County School Board	Ft. Myers	$66,460.00
	REGION XI	
Indian River State College	Ft. Pierce	$39,100.00
	REGION XII	
Palm Beach State College	Lake Worth	$81,360.00
	REGION XIII	
Broward College	Ft. Lauderdale	$110,240.00
	REGION XIV	
Miami-Dade College-North Campus	Miami	$198,820.00
	REGION XV	
Tallahassee Community College (State)	Havana	$74,200.00
	REGION XVI	
Department of Corrections	Tallahassee	$367,660.00
TOTAL ALL REGIONS		$1,609,800.00

2. Budget Amendments/Programmatic Changes

REGION	SCHOOL	FROM BUDGET CATEGORY	TO BUDGET CATEGORY	PURPOSE FOR CHANGE
V	College of Central Florida	Administrative (Travel) $1,402.00	Operating Capital Outlay $1,402.00	Operating Capital Outlay Training equipment to support Advanced/Specialized Programs
VI	College of Central Florida	Operating Capital Outlay $1,402.00	Operating Capital Outlay $1,402.00	Operating Capital Outlay Stalker Lidar RLR with BT, DL, & FTC – 2 Batteries D Package
VIII	Polk State College	Operating Capital Outlay $18,396.00	Training $18,396.00	Training Advanced/Specialized Training
VIII	Polk State College	Administrative $3,530.00	Training $3,530.00	Training Advanced/Specialized Training
VIII	South Florida State College	Administrative $193.00 Operating Capital Outlay $5,712.00	Training $5,905.00	Training Advanced/Specialized Training
XII	Palm Beach State College	OCO $3,000.00 OCO $7,000.00	Admin (Travel) $3,000.00 Training $7,000.00	Admin Director Travel Expense Training Advanced/Specialized Training

3. Interest Budget

2021-2022			
REGION	SCHOOL	INTEREST AMOUNT	REQUESTED EXPENDITURES
V	Northeast Florida Criminal Justice Center	$1,463.39	Training Advanced/Specialized Training Programs

4. Property Disposals

REGION	INVENTORY LOCATION	ITEM	PROPERTY INVENTORY STATUS
XII	Palm Beach State College	**2012-2013** Glock (22) Model 17 Serial # TXU650 TXU651 TXV110 TXV111 TXV112 TXV113 TXV114 TXV115 TXV116 TXV117 TXV118 TXV119 TXV100 TXV101 TXV102 TXV103 TXV104 TXV105 TXV106 TXV107 TXV108 TXV109	Dispose **–** These weapons are being traded in for newer weapons. Upon delivery of the new weapons, the Field Specialist will verify the serial number to be added to the trust fund inventory. The CJS&T Field Specialist concurs with Region XII**'s** disposal request.
XVI	Department of Corrections	**1990-1991** Video Logic Scan Converter DVA -4000/Isa Option Video Cable Serial Cable Mic System Infowindow Emulator Mic Reference Manual Mic System Development Tool DVA Supplement (34) Telex 610 Headsets	Dispose – The property items are reported as being obsolete or unusable and no longer serve a useful purpose for training. The CJS&T Field Specialist inspected the property and concurs with Region XVI**'s** disposal/transfer request.

XVI	Department of Corrections	**1990-1991 (Continued)** 2) Bretford Equipment Tables Bretford Equipment Tables (3) Bretford Equipment Table Bretford Equipment Table Bretford Equipment Table Bretford Equipment Table Bretford Equipment Table (16) Infowindow Display (4) Tv Monitor W/Wireless Remote (16) Pioneer Ldv6000a Disc Player GBID Adapter, EGA Jumper GPIB Adapter Cable Projection Screen 16) New Torso Resusci Anne Basic (2) Bretford Equipment Table (3) VCR Magnavox, With Wireless Remote (2) Bretford Equipment Table (2) Bretford Equipment Table (3) VCR Magnavox Wireless Remote Duplication and Processing of Laser Disc for Advanced Courses GPIB Cable Video Rack Storage System (16) GPIB Adapter (16) EGA Jumper (16) Infowidow Control Program 1.3 (8) Single Drive 20mb 5.25" Bernoulli Subsystem (8) Bootable Adapter 8) Iomega 20mb 5.25" Cart (16) Infowindow Enhanced Graphic Adapter (16) Ps/2 Model 8530-021, W/Enhanced Keyboard (10) Infowindow Control Program 1.3 IBM PS/2 Model 30 Infowindow Enhanced Graphic TV Monitor W/Wireless Remote TV Monitor W/Wireless Remote Magnavox VCR Magnavox VCR (2) Magnavox VCR (40) Bootable Int- Pc2b50 (42) 20mb Cart 5.25" (13) L-300 Presentation Easel	(Continued)

XVI	Department of Corrections	**1990-1991 (Continued)** (16) Site License "Criminal Justice Liabilities" Video Tape, Breaking Up Fighting VHS, Communication Skills Problem Exercises Assaults on Officers (5) VCR, Magnavox Wireless Remote Video, Excellence in Public Sector Tri-Pack 20mb Removable Cartridges, Hard Disk (16) Pioneer Interface Cable Unit (2) Pioneer Remote Control, For Laser Disk Player (20) Overhead Projectors (4) TV Monitor with Wireless Remote (7) TV Monitor with Wireless Remote (2) TV Monitor with Wireless Remote (4) 5-Bretford Equipment Table Resuci Anne Torso, Basic (4) VCR Magnavox, with Wireless Remote (3) Sony Rackmount Kit	(Continued)

AGENDA ITEM: B

General Information Agenda Items: Officer Records Statistics

ISSUE NUMBER 1

This agenda item is to report the total officer count; the total number of active officers who are required to meet their June 30, 2022, mandatory retraining; and the number of those officers who have met their mandatory retraining. It is also to report the total number of law enforcement officers who are required to meet their June 30, 2022 firearms qualification and the number of those officers who have met their firearms qualification requirement.

EXECUTIVE SUMMARY

1. Total officer count. As of March 31, 2022, the total officer count is 82,886. Of these officers, the total officer employment count for law enforcement is 48,348, for correctional is 27,566, for correctional probation is 2,141 and for concurrent is 4,831.
2. June 30, 2022, mandatory requirement date. The total number of active officers who are required to meet their mandatory retraining requirement by June 30, 2022 is 17,408. Of these officers, 11,113* are law enforcement, 5,996* are correctional, and 299* are correctional probation.
3. Officers who met the June 30, 2022 mandatory retraining date. The number of officers who have met the June 30, 2022 mandatory retraining requirement date is 9,001.
4. June 30, 2022 firearms qualification date. The total number of active law enforcement officers* who are required to qualify with their firearm by June 30, 2022 is 52,605.
5. Officer who have met the June 30, 2022 firearms qualification date. The number of officers who have met the June 30, 2022 firearms qualification date is 45,526.
6. ATMS reports. Criminal justice employing agencies connected to the Automated Training Management System (ATMS) may access the agency mandatory retraining reports and the firearms qualification reports.

Notes: *Active Officers and Concurrent Certifications

RECOMMENDATION(s): This agenda item is presented for information only and does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A “YES” VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A “NO” VOTE ON STAFF RECOMMENDATION: A vote is not required.

AGENDA ITEM: C

General Information Agenda Item: Automated Training Management System Statistics (ATMS)

ISSUE NUMBER 1

This agenda item is presented to report the information maintained by ATMS, the number of agencies and training schools that access ATMS, and the available agency reports provided by ATMS.

EXECUTIVE SUMMARY

1. Automated Training Management System. ATMS maintains information of officers' employment history, statewide officer certification examinations, certifications earned and training attended for the basic recruit training academy, advanced training courses, and salary incentive purposes. ATMS can be used by employing agencies to manage employment registrations and separations, and entry of mandatory retraining data. Commission-certified training schools enter information about classes scheduled at their facility. Reports are available on-line to print or view an officer's status.
2. Agencies and training schools using ATMS as of March 31, 2022 are 488 agencies. Of these agencies, 254 are police departments; 67 are sheriff's offices; 31 are correctional agencies; 43 are school or port police departments; 36 are state agencies; 43 are training schools; and 14 are selection centers. The number of individual ATMS user accounts at all agencies is 3,971 and the number of active criminal justice officers at agencies using ATMS is 82,886.
3. Available Agency ATMS Reports. Current Employment; Fingerprints Not Submitted; Mandatory Retraining Due Dates; New Hire Detail; Salary Incentive; Termination Detail; ATMS User Accounts; Agency Certificate Applications; Instructors by Topic; Agency Totals by Class and Type; Annual Report; Certification Requirements Met; Reviewed Certificate Applications; Agency Summary Page; State Summary Page; law enforcement; full time law enforcement; part-time law enforcement, auxiliary, and correctional; full-time correctional; part time correctional, auxiliary, and correctional probation; full time correctional probation; part time-concurrent; full time concurrent; WMD/ICS Training; Elder Abuse Training; Use of Force Training; Firearms Qualification; Human Trafficking; ATP Mandatory Retraining Due Dates; Instructor Mandatory Due Dates; Canine Mandatory Retraining Due Dates; and part time agency totals by race and sex.

RECOMMENDATION(s): This agenda item is presented for information only and does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

AGENDA ITEM: D

General Information Agenda Item: Field Services Statistics for January 2022 thru March 2022

ISSUE NUMBER 1

This agenda item contains statistics for the number of activities performed by the Field Specialists for the 2nd quarter in the areas of Criminal Justice Agencies contacted, Criminal Justice Training Schools contacted, classes monitored, certified instructor applications, and phone calls/workshops.

EXECUTIVE SUMMARY

1. Criminal Justice Agencies Contacted:
   - Agency [Officer] New Hires: A total of 797 officers were registered on ATMS as New Hires. During the audit process, Field Specialists found 230 non-compliance problems.
   - Agency [Officer] New Certifications: A total of 1,102 officers were registered on ATMS as New Certifications. During the audit process, the Field Specialists found 230 non-compliance problems.
   - Agency Contacts & Assists: A total of 5,657 agency contacts and assists were completed during this reporting period.
2. **Criminal Justice Training School's Contacted and Classes Monito**red:
   - Basic High-Liability Training Classes Monitored: No basic high-liability classes were monitored by the Field Specialists.
   - Basic Recruit Training Classes Monitored: A total of 2 basic classes were monitored by the Field Specialists. During the monitoring process, Field Specialists found zero non-compliance problems.
   - Advanced and Specialized Classes Monitored: A total of 2 advanced/specialized classes were monitored by the Field Specialists. During the monitoring process, Field Specialists found zero non-compliance problems.
   - Training School Contacts and Assists: A total of 1,276 training school contacts and assists were completed during this reporting period.
3. Certified Instructor Applications: The Field Specialists reviewed 513 Criminal Justice Instructor applications. During the instructor application reviews, 109 deficiencies were found.
4. Phone Calls/Workshops:
   - 2,088 Incoming/Outgoing phone calls were handled by the Field Specialists during this three-month reporting period.
   - 32 Workshops and training sessions were conducted by the Field Specialists during this three-month reporting period.

RECOMMENDATION(S): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

AGENDA ITEM: E

General Information Agenda Item: Basic Abilities Test (BAT) Statistics

ISSUE NUMBER 1

This agenda item is presented to the Commission to give statistical data for the third quarter of Fiscal Year 2021 – 2022 (January 1, 2022 through March 31, 2022) pass/fail rates for I/O Solutions.

EXECUTIVE SUMMARY

I/O SOLUTIONS – Janaury 1, 2022 through March 31, 2022 Pass/Fail Rates

Discipline	Fail				Pass				Total	
	N		%		N		%		N	
Calendar Year	Q3	YTD	Q3	YTD	Q3	YTD	Q3	YTD	Q3	YTD
Law Enforcement	239	680	12.3%	11.8%	1,709	5,062	87.7%	88.2%	1,948	5,742
Correctional	273	736	14.6%	14.7%	1,594	4,268	85.4%	85.3%	1,867	5,004
Total	512	1,1416	13.4%	13.2%	3,303	9,330	86.6%	86.8%	3,815	10,746

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

AGENDA ITEM: F

General Information Agenda Item: State Officer Certification Examination Quarterly Statistics

ISSUE NUMBER 1

The following data is presented to the Commission to provide statistics for law enforcement, correctional and correctional probation examinee performance on the State Officer Certification Examination (SOCE) for the third quarter (January 2022 – March 2022) of Fiscal Year 2021 – 2022.

EXECUTIVE SUMMARY

STATE OFFICER CERTIFICATION EXAMINATION FOR BASIC RECRUIT TRAINING PROGRAMS	NUMBER OF APPLICANTS	PASSED	% PASSED
Florida Law Enforcement Academy BRTP	638	525	82%
Florida CMS Correctional BRTP	632	467	73%
Florida Correctional Probation BRTP	9	9	100%

STATE OFFICER CERTIFICATION EXAMINATION FOR EQUIVALENCY-OF-TRAINING PROGRAMS	NUMBER OF APPLICANTS	PASSED	%PASSED
Florida Law Enforcement Academy	317	214	68%
Florida CMS Correctional	22	16	72%
Florida Correctional Probation	0	0	0%

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES **OF A "YES" VOTE ON** STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

SUPPORTING INFORMATION

1. SOCE results for the Florida Law Enforcement Academy (FLEA) Basic Recruit Training Program, pages 2 - 3.
2. SOCE results for the Florida Law Enforcement Academy (FLEA) Equivalency-of-Training Examinees, page 3.
3. SOCE results for the Florida CMS Correctional Basic Recruit Training Program, page 4.
4. SOCE results for the Correctional Equivalency-of-Training Examinees, page 5.
5. SOCE results for the Florida Correctional Probation Basic Recruit Training Program, page 5.

FLORIDA LAW ENFORCEMENT ACADEMY (FLEA) BASIC RECRUIT TRAINING PROGRAM
CBT STATE OFFICER CERTIFICATION EXAMINATION RESULTS FOR THE THIRD QUARTER OF FY 2021 – 2022

	Initial Exams				1st Retake				2nd Retake			
	3rd Qtr – FY 21/22		12 Month Results		3rd Qtr – FY 21/22		12 Month Results		3rd Qtr – FY 21/22		12 Month Results	
Academy	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass
Broward College, Institute For Public Safety	1	100%	169	95%	0	NA	11	63%	0	NA	4	75%
Chipola College	5	60%	19	73%	2	0%	4	25%	0	NA	1	100%
Citrus County Public Safety Training Center	0	NA	44	88%	0	NA	8	75%	0	NA	1	100%
College Of Central Florida	3	0%	57	71%	1	100%	13	53%	0	NA	6	83%
Criminal Justice Academy Of Osceola	1	100%	43	88%	0	NA	6	100%	0	NA	0	NA
Daytona State College, School Of Emergency Services	14	85%	93	84%	1	100%	15	66%	0	NA	2	50%
Eastern Florida State College, Public Safety Institute	17	88%	98	87%	2	100%	12	58%	0	NA	5	40%
Fl Public Safety Institute Pat Thomas Law Enforcement Aca	2	50%	132	93%	1	100%	4	50%	0	NA	3	100%
Florida Gateway College, Public Service Training Center	3	66%	45	73%	0	NA	12	66%	0	NA	3	66%
Florida Highway Patrol Training Academy	47	87%	92	92%	6	66%	14	85%	2	50%	2	50%
Florida Panhandle Technical College Public Safety Institute	7	57%	18	66%	2	50%	5	80%	0	NA	0	NA
George Stone Technical College	1	100%	52	88%	0	NA	4	100%	0	NA	0	NA
Gulf Coast State College	4	75%	43	79%	0	NA	8	75%	1	100%	1	0%
Hillsborough Community College	60	96%	156	97%	2	0%	4	25%	1	100%	1	100%
Indian River State College	21	61%	89	82%	6	50%	16	56%	2	100%	4	75%
Lake Technical College Criminal Justice Academy	7	71%	65	81%	2	50%	14	57%	0	NA	3	100%
Manatee Technical College	25	96%	43	97%	1	0%	1	0%	0	NA	0	NA
Miami Police Training Center	18	83%	53	90%	3	66%	6	50%	1	100%	2	100%
Miami-Dade College	26	73%	147	81%	4	75%	26	76%	0	NA	5	60%
Miami-Dade Public Safety Training Institute	32	96%	128	89%	2	100%	20	80%	0	NA	5	80%
North Florida College Public Safety Academy	7	57%	25	72%	3	33%	8	37%	0	NA	2	50%
Northeast Florida Criminal Justice Center	37	86%	144	82%	4	50%	23	86%	2	50%	2	50%
Northwest Florida State College	22	95%	64	82%	0	NA	9	66%	0	NA	3	66%
Palm Beach State College, Criminal Justice Training Center	17	88%	85	80%	2	50%	12	75%	1	100%	1	100%
Pasco-Hernando State College	3	33%	72	86%	2	0%	10	60%	2	50%	6	66%
Polk State College-K. C. Thompson Institute Of Public Safety	48	91%	112	91%	3	100%	12	100%	0	NA	0	NA
Santa Fe College Institute Of Public Safety	0	NA	43	95%	1	0%	5	80%	0	NA	0	NA
Seminole State College Center For Public Safety	28	78%	138	77%	5	40%	43	67%	1	0%	11	36%
South Florida State College Criminal Justice Academy	0	NA	12	83%	0	NA	2	0%	0	NA	1	100%
Southwest Florida Public Service Academy	33	96%	120	96%	1	100%	4	50%	0	NA	2	100%
St. Johns River State College	5	100%	70	95%	0	NA	5	60%	0	NA	0	NA
St. Petersburg College Southeastern Public Safety Institute	19	89%	99	86%	2	50%	15	80%	1	100%	3	100%

FLORIDA LAW ENFORCEMENT ACADEMY (FLEA) BASIC RECRUIT TRAINING PROGRAM *(CONTINUED)*
CBT STATE OFFICER CERTIFICATION EXAMINATION RESULTS FOR THE THIRD QUARTER OF FY 2021 – 2022

	Initial Exams				1st Retake				2nd Retake			
	3rd Qtr – FY 21/22		12 Month Results		3rd Qtr – FY 21/22		12 Month Results		3rd Qtr – FY 21/22		12 Month Results	
Academy	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass
Suncoast Technical College	5	40%	45	80%	1	0%	9	33%	0	NA	3	66%
The College Of The Florida Keys	4	75%	59	69%	0	NA	14	50%	0	NA	4	25%
Valencia College, Criminal Justice Institute	36	94%	143	91%	2	0%	15	73%	1	100%	4	75%
Volusia Sheriff's Office Training Academy	0	NA	20	100%	0	NA	0	NA	0	NA	0	NA
Statewide	**558**	**86%**	**2837**	**87%**	**61**	**52%**	**389**	**67%**	**15**	**73%**	**90**	**66%**

FLORIDA LAW ENFORCEMENT ACADEMY (FLEA) EQUIVALENCY-OF-TRAINING EXAMINEES
CBT STATE OFFICER CERTIFICATION EXAMINATION RESULTS FOR THE THIRD QUARTER OF FY 2021 – 2022

	Initial Exams				1st Retake				2nd Retake			
	3rd Qtr – FY 20/21		12 Month Results		3rd Qtr – FY 20/21		12 Month Results		3rd Qtr – FY 20/21		12 Month Results	
Academy	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass
Chipola College	28	57%	88	63%	4	25%	28	42%	0	NA	6	33%
Citrus County Public Safety Training Center	10	80%	17	88%	1	100%	1	100%	0	NA	0	NA
Eastern Florida State College, Public Safety Institute	21	61%	79	59%	1	100%	18	50%	0	NA	1	0%
Fl Public Safety Institute Pat Thomas Law Enforcement Aca	9	100%	32	90%	0	NA	2	50%	0	NA	0	NA
Gulf Coast State College	36	61%	122	67%	5	60%	24	50%	0	NA	6	33%
Hillsborough Community College	1	100%	1	100%	0	NA	0	NA	0	NA	0	NA
Indian River State College	3	100%	4	100%	0	NA	0	NA	0	NA	0	NA
Lake Technical College Criminal Justice Academy	15	53%	71	64%	3	100%	22	68%	0	NA	4	50%
Manatee Technical College	15	80%	39	76%	1	0%	6	66%	1	100%	2	100%
Miami Police Training Center	0	NA	1	100%	0	NA	0	NA	0	NA	0	NA
Miami-Dade College	7	28%	26	38%	3	66%	12	33%	0	NA	5	60%
North Florida College Public Safety Academy	0	NA	1	100%	0	NA	0	NA	0	NA	0	NA
Northeast Florida Criminal Justice Center	12	75%	45	80%	2	0%	7	42%	2	0%	2	0%
Northwest Florida State College	9	88%	26	80%	1	100%	6	83%	0	NA	1	0%
Palm Beach State College, Criminal Justice Training Center	38	76%	139	65%	4	75%	31	67%	0	NA	7	85%
Pasco-Hernando State College	1	0%	24	66%	0	NA	6	66%	0	NA	1	100%
Polk State College-K. C. Thompson Institute Of Public Safety	0	NA	28	92%	0	NA	2	0%	0	NA	1	100%
Santa Fe College Institute Of Public Safety	2	50%	7	42%	1	100%	4	75%	0	NA	1	100%
Southwest Florida Public Service Academy	38	76%	121	80%	6	50%	21	66%	1	0%	5	20%
St. Petersburg College Southeastern Public Safety Institute	23	73%	120	80%	4	25%	21	47%	3	100%	6	83%
Volusia Sheriff's Office Training Academy	0	NA	5	60%	0	NA	2	50%	0	NA	1	100%
Statewide	**268**	**69%**	**996**	**71%**	**36**	**55%**	**213**	**55%**	**7**	**57%**	**49**	**55%**

FLORIDA CMS CORRECTIONAL BASIC RECRUIT TRAINING PROGRAM

CBT STATE OFFICER CERTIFICATION EXAMINATION RESULTS FOR THE THIRD QUARTER OF FY 2021 – 2022

	Initial Exams				1st Retake				2nd Retake			
	3rd Qtr – FY 21/22		12 Month Results		3rd Qtr – FY 21/22		12 Month Results		3rd Qtr – FY 21/22		12 Month Results	
Academy	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass
Broward College, Institute For Public Safety	0	NA	37	94%	0	NA	3	66%	0	NA	1	100%
Chipola College	7	85%	37	86%	1	100%	1	100%	0	NA	0	NA
Citrus County Public Safety Training Center	2	50%	37	94%	0	NA	2	0%	0	NA	3	66%
College Of Central Florida	10	100%	27	92%	0	NA	2	50%	0	NA	1	100%
Daytona State College, School Of Emergency Services	0	NA	31	100%	0	NA	5	100%	0	NA	0	NA
Eastern Florida State College, Public Safety Institute	0	NA	13	100%	0	NA	0	NA	0	NA	0	NA
Fl Public Safety Institute Pat Thomas Law Enforcement Aca	8	87%	15	86%	0	NA	4	50%	0	NA	0	NA
Florida Department Of Corrections	426	75%	1920	82%	77	53%	329	53%	18	50%	123	47%
Florida Gateway College, Public Service Training Center	3	66%	28	60%	0	NA	12	58%	0	NA	4	50%
Florida Panhandle Technical College Public Safety Institute	7	85%	24	87%	1	100%	4	100%	0	NA	0	NA
George Stone Technical College	0	NA	39	97%	0	NA	2	50%	0	NA	0	NA
Gulf Coast State College	0	NA	9	100%	0	NA	0	NA	0	NA	0	NA
Hillsborough Community College	2	100%	60	98%	0	NA	0	NA	0	NA	1	0%
Indian River State College	0	NA	13	92%	0	NA	1	0%	0	NA	1	100%
Lake Technical College Criminal Justice Academy	1	0%	21	80%	1	0%	5	60%	0	NA	1	0%
Manatee Sheriff's Office Training Center	0	NA	10	100%	0	NA	0	NA	0	NA	0	NA
Miami-Dade College	11	63%	77	68%	2	50%	23	43%	0	NA	8	50%
Miami-Dade Public Safety Training Institute	0	NA	26	96%	0	NA	1	100%	0	NA	0	NA
North Florida College Public Safety Academy	0	NA	6	33%	0	NA	1	100%	0	NA	0	NA
Northeast Florida Criminal Justice Center	11	90%	78	96%	1	100%	6	83%	0	NA	1	100%
Northwest Florida State College	0	NA	26	84%	0	NA	6	50%	0	NA	3	0%
Palm Beach State College, Criminal Justice Training Center	1	100%	17	76%	1	100%	5	80%	0	NA	0	NA
Pasco-Hernando State College	2	50%	21	95%	1	100%	2	100%	0	NA	0	NA
Polk State College-K. C. Thompson Institute Of Public Safety	18	100%	42	100%	0	NA	1	100%	0	NA	0	NA
Santa Fe College Institute Of Public Safety	0	NA	11	100%	0	NA	0	NA	0	NA	0	NA
Seminole State College Center For Public Safety	0	NA	3	100%	0	NA	0	NA	0	NA	0	NA
South Florida State College Criminal Justice Academy	0	NA	20	85%	1	100%	7	57%	0	NA	2	50%
Southwest Florida Public Service Academy	17	100%	66	96%	0	NA	3	66%	0	NA	1	100%
St. Johns River State College	0	NA	12	100%	0	NA	1	100%	0	NA	0	NA
St. Petersburg College Southeastern Public Safety Institute	0	NA	26	92%	1	100%	3	66%	0	NA	0	NA
Suncoast Technical College	0	NA	17	82%	0	NA	4	100%	0	NA	0	NA
The College Of The Florida Keys	0	NA	7	100%	0	NA	1	100%	0	NA	0	NA
Valencia College, Criminal Justice Institute	0	NA	51	92%	0	NA	3	66%	0	NA	1	0%
Statewide	**526**	**77%**	**2827**	**84%**	**87**	**56%**	**437**	**55%**	**18**	**50%**	**151**	**48%**

CORRECTIONAL EQUIVALENCY-OF-TRAINING EXAMINEES

CBT STATE OFFICER CERTIFICATION EXAMINATION RESULTS FOR THE THIRD QUARTER OF FY 2021 – 2022

	Initial Exams				1st Retake				2nd Retake			
	3rd Qtr – FY 21/22		12 Month Results		3rd Qtr – FY 21/22		12 Month Results		3rd Qtr – FY 21/22		12 Month Results	
Academy	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass
Chipola College	0	NA	5	80%	0	NA	3	100%	0	NA	0	NA
Citrus County Public Safety Training Center	1	100%	1	100%	0	NA	0	NA	0	NA	0	NA
Eastern Florida State College, Public Safety Institute	0	NA	3	66%	0	NA	0	NA	0	NA	0	NA
Florida Department Of Corrections	1	100%	3	100%	0	NA	0	NA	0	NA	0	NA
Gulf Coast State College	2	100%	5	80%	0	NA	1	100%	0	NA	0	NA
Lake Technical College Criminal Justice Academy	2	50%	8	62%	1	100%	3	100%	0	NA	0	NA
Miami-Dade College	2	100%	2	50%	0	NA	1	100%	0	NA	0	NA
Northeast Florida Criminal Justice Center	0	NA	4	100%	0	NA	0	NA	0	NA	0	NA
Palm Beach State College, Criminal Justice Training Center	3	66%	15	80%	0	NA	1	100%	0	NA	0	NA
Southwest Florida Public Service Academy	4	50%	7	57%	0	NA	1	0%	0	NA	1	100%
St. Petersburg College Southeastern Public Safety Institute	4	50%	14	64%	1	100%	3	66%	0	NA	1	0%
Statewide	**19**	**68%**	**67**	**73%**	**2**	**100%**	**13**	**84%**	**0**	**NA**	**2**	**50%**

FLORIDA CORRECTIONAL PROBATION BASIC RECRUIT TRAINING PROGRAM

CBT STATE OFFICER CERTIFICATION EXAMINATION RESULTS FOR THE THIRD QUARTER OF FY 2020 – 2021

	Initial Exams				1st Retake				2nd Retake			
	3rd Qtr – FY 20/21		12 Month Results		3rd Qtr – FY 20/21		12 Month Results		3rd Qtr – FY 20/21		12 Month Results	
	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass	Total	%Pass
Fl Public Safety Institute Pat Thomas Law Enforcement Aca	0	NA	73	87%	0	NA	9	77%	0	NA	2	0%
Florida Department Of Corrections	9	100%	72	79%	0	NA	15	80%	0	NA	3	100%
Statewide	**9**	**100%**	**145**	**83%**	**0**	**NA**	**24**	**79%**	**0**	**NA**	**5**	**60%**

AGENDA ITEM: G

General Information Agenda Item: State Officer Certification Examination Quarterly Content Area Report

ISSUE NUMBER 1

The following data is presented to the Commission to provide statistics for law enforcement, correctional and correctional probation examinee performance by content area on the State Officer Certification Examination (SOCE) for the third quarter (January 2022 – March 2022) of Fiscal Year 2021 – 2022.

The data includes performance for first-time examinees only. Data for both Basic Recruit Training Programs (BRTP) and Equivalency-of-Training (EOT) are included. At this time, Pearson VUE does not have the capability to distinguish between BRTP and EOT recruits.

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

SUPPORTING INFORMATION

1. Florida Law Enforcement Academy (FLEA-Series ended on 6/30/21) Content Area Report, page 2.
2. Florida Law Enforcement Academy (FLEA-Series ended on 6/30/21) Course Codes, page 3.
3. Florida CMS Correctional Content Area Report, page 4.
4. Florida CMS Correctional Course Codes, page 5.
5. Florida Law Enforcement Academy (FLEA-Series began on 7/1/21) Content Area Report, page 6.
6. Florida Law Enforcement Academy (FLEA-Series began on 7/1/21) Course Codes, page 7.
7. Florida Correctional Probation Content Area Report, page 8.

Florida State Officer Certification Examination

Content Area Report

(January 1, 2022 - March 31, 2022)

FDLE-FA-500 FLEA Law Enforcement Exam	Total Tested	Total Passed	Courses																
			IN	LG	IDC	IRW	FOP	CFS	CI	CSC	CRIT	TS	DUI	TC	VO	FR	FA	DT	SG
Training Centers																			
Brevard Community College (603)	1	1	100%	82.1%	100.0%	71.4%	92.3%	90.0%	84.2%	100%	100%	91.7%	87.5%	100%	88.9%	90.9%	100%	90.9%	100%
Broward College (609)	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%	0.0%	0.0%	0.0%
Chipola College (606)	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%	0.0%	0.0%	0.0%
Citrus County (642)	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%	0.0%	0.0%	0.0%
College of Central Florida (604)	2	0	66.7%	75.0%	88.5%	64.3%	76.9%	75.0%	81.6%	77.8%	77.8%	70.8%	81.3%	62.5%	55.6%	81.8%	61.5%	81.8%	100%
Criminal Justice Academy of Osceola (607)	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%	0.0%	0.0%	0.0%
Daytona State College (608)	1	0	83.3%	64.3%	84.6%	71.4%	69.2%	80.0%	78.9%	33.3%	88.9%	83.3%	62.5%	50.0%	77.8%	90.9%	69.2%	90.9%	50.0%
Florida Gateway College (621)	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%	0.0%	0.0%	0.0%
Florida Highway Patrol Training Academy (614)	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%	0.0%	0.0%	0.0%
College of the Florida Keys (616)	3	2	61.1%	79.8%	82.1%	85.7%	64.1%	73.3%	80.7%	74.1%	59.3%	86.1%	54.2%	75.0%	74.1%	75.8%	76.9%	72.7%	58.3%
Florida Panhandle Technical College (641)	9	6	81.5%	78.6%	83.8%	82.5%	88.0%	83.3%	85.4%	90.1%	84.0%	88.9%	83.3%	79.2%	87.7%	85.9%	88.0%	83.8%	83.3%
Florida Public Safety Institute (668)	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%	0.0%	0.0%	0.0%
George Stone Area Vo-Tech Center (617)	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%	0.0%	0.0%	0.0%
Gulf Coast State College (618)	4	4	79.2%	86.6%	90.4%	82.1%	86.5%	87.5%	93.4%	83.3%	86.1%	87.5%	75.0%	78.1%	83.3%	86.4%	82.7%	86.4%	87.5%
Hillsborough Community College (619)	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%	0.0%	0.0%	0.0%
Indian River State College (620)	23	21	93.5%	88.0%	87.3%	90.1%	86.0%	91.7%	86.0%	92.3%	88.4%	85.5%	88.0%	86.4%	76.3%	84.6%	88.6%	87.7%	81.5%
Lake Technical Center (622)	2	0	41.7%	62.5%	73.1%	35.7%	53.8%	60.0%	60.5%	66.7%	66.7%	37.5%	37.5%	31.3%	83.3%	54.5%	65.4%	31.8%	25.0%
Manatee Technical Institute (625)	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%	0.0%	0.0%	0.0%
Miami-Dade College (628)	2	0	75.0%	64.3%	69.2%	64.3%	65.4%	65.0%	57.9%	50.0%	61.1%	75.0%	75.0%	68.8%	44.4%	72.7%	73.1%	72.7%	75.0%
Miami-Dade Public Safety (626)	30	30	97.8%	91.0%	91.0%	88.1%	88.5%	88.0%	88.4%	81.5%	90.4%	87.8%	94.6%	84.6%	90.0%	92.1%	87.4%	90.9%	80.0%
Miami Police Training Center (627)	18	15	97.2%	86.9%	87.6%	87.3%	85.5%	83.9%	85.4%	87.0%	81.5%	81.5%	83.3%	88.9%	87.0%	90.9%	82.9%	87.4%	73.6%
NE Florida (610)	4	2	87.5%	81.3%	82.7%	64.3%	71.2%	90.0%	81.6%	75.0%	69.4%	81.3%	81.3%	71.9%	86.1%	81.8%	71.2%	86.4%	81.3%
North Florida Community College (629)	7	4	90.5%	84.2%	81.3%	87.8%	82.4%	74.3%	87.2%	77.8%	87.3%	84.5%	73.2%	71.4%	74.6%	74.0%	81.3%	77.9%	89.3%
Northwest Florida State College (630)	2	1	91.7%	67.9%	76.9%	78.6%	57.7%	75.0%	68.4%	61.1%	88.9%	62.5%	81.3%	62.5%	72.2%	63.6%	73.1%	77.3%	75.0%
Palm Beach State College (633)	1	1	100%	78.6%	92.3%	85.7%	100%	90.0%	94.7%	100%	100%	83.3%	87.5%	62.5%	100%	72.7%	76.9%	90.9%	75.0%
Pasco-Hernando Community College (631)	3	1	94.4%	81.0%	71.8%	81.0%	66.7%	83.3%	78.9%	81.5%	77.8%	75.0%	79.2%	75.0%	74.1%	66.7%	76.9%	87.9%	58.3%
Polk State College (632)	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%	0.0%	0.0%	0.0%
Santa Fe College (634)	1	0	66.7%	75.0%	92.3%	85.7%	69.2%	70.0%	89.5%	88.9%	88.9%	75.0%	50.0%	50.0%	100%	63.6%	100%	81.8%	100%
Sarasota County Technical Institute (635)	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%	0.0%	0.0%	0.0%
Seminole State College (636)	4	3	100%	85.7%	94.2%	85.7%	80.8%	92.5%	78.9%	83.3%	83.3%	83.3%	90.6%	87.5%	91.7%	90.9%	92.3%	90.9%	87.5%
South Florida State College (637)	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%	0.0%	0.0%	0.0%
Southwest Florida Public Service Academy (623)	2	0	91.7%	80.4%	69.2%	78.6%	76.9%	90.0%	71.1%	77.8%	72.2%	75.0%	75.0%	75.0%	88.9%	81.8%	65.4%	81.8%	62.5%
St. Johns River State College (654)	2	2	75.0%	76.8%	88.5%	64.3%	84.6%	85.0%	86.8%	88.9%	66.7%	95.8%	81.3%	87.5%	83.3%	86.4%	84.6%	100%	87.5%
St. Petersburg College (639)	1	1	100%	85.7%	84.6%	85.7%	84.6%	60.0%	78.9%	77.8%	66.7%	91.7%	75.0%	75.0%	100%	81.8%	84.6%	100%	100%
Valencia College (605)	2	2	83.3%	73.2%	88.5%	92.9%	80.8%	90.0%	86.8%	94.4%	88.9%	83.3%	87.5%	50.0%	77.8%	77.3%	73.1%	77.3%	62.5%
Volusia County Sheriff's Office Training Academy (878)	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%	0.0%	0.0%	0.0%
All Schools	124	96	90.7%	84.6%	86.5%	84.1%	83.0%	85.1%	84.6%	83.5%	84.1%	83.7%	84.0%	80.2%	83.1%	85.0%	83.7%	85.9%	78.6%

Course Codes:

IN	Introduction to Law Enforcement
LG	Legal
IDC	Interactions in a Diverse Community
IRW	Interviewing and Report Writing
FOP	Fundamentals of Patrol
CFS	Calls for Service
CI	Criminal Investigations
CSC	Crime Scene to Courtroom
CRIT	Critical Incidents
TS	Traffic Stops
DUI	Driving Under the Influence (DUI) Traffic Stops
TC	Traffic Crash Investigations
VO	CMS Law Enforcement Vehicle Operations
FR	CMS First Aid for Criminal Justice Officers
FA	CMS Criminal Justice Firearms
DT	CMS Criminal Justice Defensive Tactics
SG	Dart-Firing Stun Gun

Florida State Officer Certification Examination

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FDLE-FC-300 FCMS Corrections Exam	Total Tested	Total Passed	Courses										
			IN	CM	OS	FE	IR	SC	SP	IE	FR	FA	DT
Training Centers													
Brevard Community College (603)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Broward College (609)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Chipola College (606)	7	6	90.2%	91.7%	83.5%	81.0%	88.6%	92.5%	89.3%	86.9%	88.1%	85.0%	89.8%
Citrus County (642)	2	2	96.9%	86.8%	86.8%	86.7%	90.0%	88.1%	90.0%	#####	97.2%	89.5%	95.2%
College of Central Florida (604)	9	3	94.4%	92.4%	89.5%	88.1%	92.2%	92.1%	92.2%	95.4%	85.2%	93.0%	91.0%
Daytona State College (608)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Florida Department of Corrections (613)	398	312	85.1%	84.4%	86.2%	84.2%	84.9%	86.3%	87.2%	84.8%	84.3%	82.3%	85.7%
Florida Gateway College (621)	3	2	77.1%	86.0%	89.5%	71.1%	73.3%	87.3%	86.7%	94.4%	85.2%	86.0%	84.1%
Florida Keys Community College (616)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Florida Panhandle Technical College (641)	8	7	86.7%	82.2%	90.8%	88.3%	90.0%	85.7%	92.5%	87.5%	86.1%	73.7%	83.3%
Florida Public Safety Institute (668)	8	7	88.3%	86.8%	89.5%	84.2%	87.5%	92.3%	89.4%	87.5%	91.0%	78.9%	85.7%
George Stone Area Vo-Tech Center (617)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Gulf Coast State College (618)	1	1	93.8%	94.7%	100%	93.3%	100%	81.0%	90.0%	75.0%	94.4%	94.7%	90.5%
Hillsborough Community College (619)	2	2	96.9%	84.2%	81.6%	93.3%	90.0%	88.1%	92.5%	91.7%	97.2%	92.1%	95.2%
Indian River State College (620)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Lake Technical Center (622)	3	1	81.3%	78.9%	84.2%	80.0%	80.0%	79.4%	75.0%	77.8%	70.4%	80.7%	69.8%
Manatee Sheriff's Office Training Center (730)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Miami-Dade College (628)	11	7	83.0%	81.8%	85.2%	74.5%	77.3%	83.5%	82.7%	81.1%	85.9%	81.3%	83.5%
Miami-Dade Public Safety Training Institute (626)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
NE Florida (610)	10	9	91.3%	90.0%	91.1%	86.7%	92.0%	88.6%	89.5%	93.3%	80.0%	90.5%	87.6%
North Florida Community College (629)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Northwest Florida State College (630)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Palm Beach State College (633)	2	2	81.3%	84.2%	97.4%	93.3%	90.0%	81.0%	80.0%	83.3%	83.3%	89.5%	85.7%
Pasco-Hernando Community College (631)	2	1	90.6%	89.5%	94.7%	83.3%		90.5%	95.0%	95.8%	77.8%	81.6%	78.6%
Polk State College (632)	18	18	94.1%	92.1%	90.1%	85.9%	92.2%	91.3%	93.9%	89.4%	85.8%	91.5%	93.9%
Santa Fe College (634)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Sarasota County Technical Institute (635)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Seminole State College (636)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
South Florida State College (637)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Southwest Florida (623)	20	18	90.3%	91.3%	89.7%	84.0%	84.5%	89.8%	89.0%	88.8%	87.8%	90.3%	93.8%
St. Johns River State College (654)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
St. Petersburg College (639)	4	2	81.3%	68.4%	81.6%	85.0%	85.0%	77.4%	77.5%	85.4%	81.9%	80.3%	84.5%
Valencia College (605)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
All Schools	508	400	86.0%	85.1%	86.8%	84.2%	85.5%	86.8%	87.6%	85.6%	84.7%	83.2%	86.4%

Course Codes:

IN	Introduction to Corrections
CM	Communications
OS	Officer Safety
FE	Facility and Equipment
IR	Intake/Reception and Release
SC	Supervising in a Correctional Facility
SP	Supervising Special Populations
IE	Responding to Incidents and Emergencies
FR	CMS First Aid for Criminal Justice Officers
FA	CMS Criminal Justice Firearms
DT	CMS Criminal Justice Defensive Tactics

Florida State Officer Certification Examination

Content Area Report

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FDLE-LE-501 FLEA Law Enforcement Exam	Total Tested	Total Passed	Courses																	
			IN	LG	SYC	IRW	FOP	COM	CAP	CIPS	CSFI	TI	CI	TS	DUI	TC	VO	FR	FA	DT	SG
Training Centers																					
Brevard Community College (603)	30	22	91.1%	87.2%	90.3%	91.0%	87.3%	87.0%	84.4%	88.1%	86.0%	87.6%	81.7%	86.7%	84.3%	88.1%	78.0%	84.3%	83.0%	85.5%	86.7%
Broward College (609)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Chipola College (606)	25	17	81.3%	84.4%	81.5%	84.4%	81.3%	84.8%	86.5%	92.6%	85.2%	83.4%	83.6%	85.8%	82.3%	84.6%	81.2%	80.8%	84.4%	82.9%	88.0%
Citrus County (642)	10	8	83.3%	83.7%	89.2%	83.0%	86.0%	85.0%	83.8%	82.9%	81.0%	87.1%	76.0%	89.1%	80.0%	82.9%	76.0%	85.0%	83.0%	85.5%	82.5%
College of Central Florida (604)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Criminal Justice Academy of Osceola (607)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Daytona State College (608)	12	12	90.3%	86.0%	86.5%	90.0%	87.2%	87.5%	89.7%	88.1%	88.3%	90.5%	90.0%	94.7%	95.2%	90.5%	85.0%	91.7%	90.8%	87.9%	87.5%
Florida Gateway College (621)	2	2	100%	86.8%	84.6%	95.0%	96.7%	85.0%	80.8%	85.7%	80.0%	92.9%	95.0%	81.8%	100%	78.6%	70.0%	85.0%	95.0%	81.8%	87.5%
Florida Highway Patrol Training Academy (614)	46	41	93.5%	88.8%	88.3%	87.8%	87.8%	85.2%	86.1%	81.7%	89.8%	87.3%	86.5%	94.9%	89.8%	91.0%	89.3%	93.0%	88.3%	90.1%	92.9%
College of the Florida Keys (616)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Florida Panhandle Technical College (641)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Florida Public Safety Institute (668)	10	10	0.0%	94.7%	93.8%	93.0%	88.0%	86.0%	88.5%	84.3%	95.0%	88.6%	79.0%	91.8%	92.9%	87.1%	94.0%	94.0%	93.0%	86.4%	95.0%
George Stone Area Vo-Tech Center (617)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Gulf Coast State College (618)	31	20	82.3%	81.8%	86.4%	85.8%	84.1%	79.7%	85.4%	81.1%	81.3%	80.6%	76.8%	88.0%	76.5%	82.5%	79.0%	82.6%	79.0%	82.4%	85.5%
Hillsborough Community College (619)	61	59	91.0%	90.4%	90.9%	87.9%	89.8%	91.6%	91.0%	88.5%	89.0%	89.5%	91.0%	92.0%	94.1%	93.0%	92.5%	92.3%	90.8%	91.4%	80.7%
Indian River State College (620)	22	15	82%	86.4%	88%	80%	82%	85.0%	86.0%	81%	85%	82.5%	82.7%	85.5%	87.0%	80.5%	82.3%	84.1%	87.3%	80.2%	78%
Lake Technical Center (622)	13	9	80.8%	80.6%	84.6%	80.0%	83.6%	81.5%	79.3%	81.3%	80.8%	80.2%	81.5%	90.2%	71.4%	72.5%	82.3%	83.8%	80.0%	79.7%	86.5%
Manatee Technical Institute (625)	39	35	87.2%	90.8%	87.8%	90.5%	85.5%	86.2%	86.4%	91.6%	86.4%	86.8%	86.2%	87.6%	87.5%	88.6%	80.0%	84.1%	83.6%	83.0%	85.9%
Miami-Dade College (628)	25	20	88.0%	84.8%	91.1%	81.6%	87.7%	88.8%	90.8%	83.4%	84.0%	82.9%	85.6%	82.5%	91.4%	85.7%	88.4%	92.8%	88.8%	84.0%	92.0%
Miami-Dade Public Safety (626)	39	38	87.2%	88.7%	89.7%	86.7%	82.6%	88.2%	87.4%	89.7%	82.6%	90.8%	93.6%	89.3%	94.1%	90.1%	92.3%	94.4%	90.3%	87.9%	93.6%
Miami Police Training Center (627)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
NE Florida (610)	43	36	88.8%	86.7%	88.7%	84.0%	90.2%	88.4%	88.6%	87.4%	87.4%	85.0%	89.5%	90.5%	92.0%	90.7%	88.8%	89.1%	86.0%	86.7%	87.8%
North Florida Community College (629)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Northwest Florida State College (630)	28	27	91.1%	89.5%	92.6%	85.7%	85.2%	85.7%	89.0%	85.7%	88.2%	85.2%	82.9%	86.7%	93.4%	90.8%	90.4%	93.9%	87.5%	91.2%	85.7%
Palm Beach State College (633)	51	40	87.9%	86.5%	87.6%	84.1%	84.7%	85.1%	85.4%	86.0%	83.5%	81.0%	79.4%	87.2%	84.3%	80.4%	83.1%	84.7%	87.5%	79.5%	85.3%
Pasco-Hernando Community College (631)	4	3	92%	86.8%	86.5%	85.0%	96.7%	87.5%	84.6%	86%	87.5%	82.1%	80.0%	77.3%	92.9%	82.1%	85.0%	85.0%	82.5%	86.4%	94%
Polk State College (632)	48	44	91.0%	88.8%	89.6%	87.7%	84.9%	94.0%	87.8%	89.9%	90.8%	84.8%	82.3%	89.8%	88.4%	87.8%	87.1%	89.8%	87.5%	88.6%	86.5%
Santa Fe College (634)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Sarasota County Technical Institute (635)	1	0	33.3%	57.9%	69.2%	80.0%	60.0%	50.0%	30.8%	28.6%	60.0%	57.1%	20.0%	63.6%	57.1%	57.1%	30.0%	40.0%	50.0%	27.3%	25.0%
Seminole State College (636)	21	18	84.9%	84.5%	89.4%	83.3%	84.1%	89.0%	84.2%	85.0%	84.3%	89.1%	89.5%	84.8%	93.2%	85.0%	80.0%	86.7%	86.2%	82.7%	82.1%
South Florida State College (637)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Southwest Florida Public Service Academy (623)	66	60	89.6%	88.3%	90.0%	87.6%	84.3%	88.9%	89.3%	90.3%	87.0%	87.4%	90.2%	89.9%	87.0%	90.9%	88.5%	88.2%	83.6%	86.6%	85.6%
St. Johns River State College (654)	14	14	89.3%	88.3%	93.4%	81.4%	88.6%	91.4%	91.8%	89.8%	89.3%	84.7%	97.1%	88.3%	89.8%	92.9%	90.0%	90.7%	93.6%	90.3%	91.1%
St. Petersburg College (639)	37	31	91.9%	90.3%	89.0%	87.3%	88.3%	84.1%	89.0%	88.8%	85.7%	86.1%	90.8%	89.2%	83.4%	90.0%	84.3%	88.4%	89.7%	87.5%	84.5%
Valencia College (605)	33	32	91.4%	85.3%	90.2%	85.5%	88.1%	89.4%	88.8%	94.8%	90.0%	86.6%	93.9%	93.1%	94.4%	93.1%	84.8%	88.8%	84.8%	90.6%	91.7%
Volusia County Sheriff's Office Training Academy (878)	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%	0.0%	0.0%	0.0%	0.0%	0.0%
Hillsborough County Sheriff's Office (880)	3	3	0.0%	86.0%	87.2%	90.0%	82.2%	80.0%	79.5%	90.5%	83.3%	81.0%	80.0%	78.8%	85.7%	85.7%	83.3%	80.0%	76.7%	87.9%	50.0%
All Schools	714	616	88.7%	87.5%	89.0%	86.3%	86.1%	87.3%	87.4%	87.4%	86.6%	85.9%	86.4%	89.1%	88.3%	88.0%	85.9%	88.4%	86.6%	86.2%	86.6%

Course Codes:

IN	Introduction to Law Enforcement
LG	Legal
SYC	Serving Your Community
IRW	Interviewing and Report Writing
FOP	Fundamentals of Patrol
COM	Communication
CAP	Crimes Against Persons
CIPS	Crimes Involving Property & Society
CSFI	Crime Scene Follow-Up Investigations
TI	Traffic Incidents
CI	Critical Incidents
TS	Traffic Stops
DUI	DUI Traffic Stops
TC	Traffic Crash Investigations
VO	Law Enforcement Vehicle Operations
FR	Criminal Justice Firearms
FA	First Aid for Criminal Justice Officers
DT	Criminal Justice Defensive Tactics
SG	Conducted Electrical Weapon/Dart-Firing Stun Gun

Florida State Officer Certification Examination

Content Area Report

(January 1, 2022 - March 31, 2022)

FDLE-CP-601 Florida Correctional Probation Exam	Total Tested	Total Passed	Courses								
			IN	LG	CM	IO	CLM	SO	FS	FR	DT
Training Centers											
Florida Department of Corrections (613)	9	9	96.3%	91.3%	89.9%	91.9%	88.1%	76.4%	86.3%	100%	64.1%
Florida Public Safety Institute (668)	0	0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
All Schools	9	9	96.3%	91.3%	89.9%	91.9%	88.1%	76.4%	86.3%	100%	64.1%

Course Codes:

IN	Introduction to Correctional Probation
LG	Legal
CM	Communications
IO	Intake and Orientation
CLM	Caseload Management
SO	Supervision of Offenders
FS	Field Supervision
FR	CMS First Aid for Criminal Justice Officers
DT	CMS Criminal Justice Defensive Tactics

AGENDA ITEM: H

General Information Agenda Item: Commission Basic Recruit Training Programs; and Advanced and Specialized Training Program Courses (Update)

ISSUE NUMBER 1

This agenda item is presented to inform the Commission of the most current Commission-approved Basic Recruit Training Programs, Advanced Training Program Courses, and Specialized Training Program Courses.

EXECUTIVE SUMMARY

1. Pursuant to Section 943.17, F.S., the Commission is responsible for the development and maintenance of basic recruit, advanced, and specialized training programs for Florida law enforcement, correctional, and correctional probation officers.
2. Basic recruit, advanced, and specialized training programs approved by the Commission and their effective dates are on pages 2–6.

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

SUPPORTING INFORMATION

1. Commission Basic Recruit Training Programs: Full Basic Recruit Training Programs, page 2.
2. Commission Basic Recruit Training Programs: Cross-Over Basic Recruit Training Programs, page 2.
3. Commission Basic Recruit Training Programs: Auxiliary Basic Recruit Training Programs, page 2.
4. Commission Basic Recruit Training Programs: Special Operations Forces Basic Recruit Training Programs, page 2.
5. Commission Advanced Training Program Courses, pages 2–4.
6. Commission Specialized Instructor Training Program Courses, pages 4–5.
7. Commission Specialized Training Program Courses, pages 5–6.

ATMS Program Number	Commission Basic Recruit Training Programs Full Basic Recruit Training Programs	Course Hours	Courses E-Effective U-Updated
2010	Florida Law Enforcement Academy (Version 2021.07)	770	E-07/01/21
1190	Florida Correctional Basic Recruit Training Program (Version 2021.07)	420	E-10/01/11 U-07/01/21
2011	Florida Correctional Probation Basic Recruit Training Program (Version 2021.07)	562	E- -07/01/21

ATMS Program Number	Commission Basic Recruit Training Programs Cross-Over Basic Recruit Training Programs	Course Hours	Courses E-Effective U-Updated
3001	Law Enforcement Officer Cross-Over Training to Florida Correctional (Version 2021.07)	198	E-07/01/16 U-07/01/21
3010	Correctional Officer Cross-Over Training to Florida Law Enforcement Academy (Version 2021.07)	518	E -07/01/21
3011	Correctional Officer Cross-Over Training to Florida Correctional Probation (Version 2021.07)	290	E-07/01/21
3004	Correctional Probation Officer Cross-Over Training to Florida Correctional Basic Recruit Training Program (Version 2021.07)	238	E-07/01/16 U-07/01/21
3012	Correctional Probation Officer Cross-Over Training to Florida Law Enforcement Academy (Version 2021.07)	532	E-07/01/21

ATMS Program Number	Commission Basic Recruit Training Programs Auxiliary Basic Recruit Training Programs	Course Hours	Courses E-Effective U-Updated
3006	Florida Basic Recruit Training Program: Florida Law Enforcement Auxiliary Academy (Version 2021.07)	360	E-07/01/17 U-07/01/21

ATMS Program Number	Basic Recruit Training Programs For Special Operations Forces Recruits	Course Hours	Courses E-Effective U-Updated
3013	Law Enforcement Basic Recruit Training for Special Operations Forces Recruits (Version 2021.07)	490	E-07/01/21
3008	Corrections Basic Recruit Training for Special Operations Forces Recruits (Version 2021.07)	214	E-08/02/18 U-07/01/21
3014	Correctional Probation Basic Recruit Training for Special Operations Forces Recruits (Version 2021.07)	352	E -07/01/21

ATMS Course Number	Commission Advanced Training Program Courses	Course Hours	Courses E-Effective U-Updated
006	Line Supervision (Version 2021.05)	80	E-05/14/21 U-06/16/21
011	Developing and Maintaining a Sound Organization (Version 2011.04)	40	E-04/01/11 U-02/18/21

012	Planning the Effective Use of Financial Resources (Version 2010.10)	40	E-10/01/10 U-02/18/21
013	Building and Maintaining a Sound Behavioral Climate (Version 2011.04)	40	E-04/01/11 U-02/18/21
016	Narcotics and Dangerous Drugs Investigations (Version 2012.04)	40	E-04/01/12 U-10/01/19
020	Case Preparation and Court Presentation (Version 2010.10)	40	E-10/01/10 U-03/04/21
032	Special Tactical Problems (Version 2010.10)	40	E-10/01/10 U-02/24/21
036	Injury and Death Investigations (Version 2010.04)	40	E-04/06/10 U-03/02/21
047	Interviews and Interrogations (Version 2010.04)	40	E-04/01/10 U-03/03/21
050	Stress Management Techniques (Version 2006.04)	40	E-04/01/06 U-01/19/21
053	Crisis Intervention (Version 2010.10)	40	E-10/01/10 U-02/10/21
057	Discipline and Special Confinement Techniques (Version 2010.01)	40	E-01/01/10 U-03/01/19
068	Advanced Report Writing and Review (Version 2010.04)	40	E-04/01/10 U-03/10/21
074	Substance Abuse and Awareness Education (Version 2012.04)	40	E-04/01/12 U-03/17/21
077	Underwater Police Science and Technology (Version 2013.05)	80	E-05/09/13 U-02/16/21
085	Emergency Preparedness for Correctional Officers (Version 2006.11)	40	E-11/01/06 U-03/10/21
087	Advanced Traffic Homicide Investigations (Version 2011.04)	80	E-04/01/11 U-03/05/21
088	Traffic Crash Reconstruction (Version 2011.04)	80	E-04/01/11 U-02/19/21
090	School Resource Officer (Version 2019.05)	40	E-05/02/19 U-07/27/21
091	Domestic Intervention & Investigations (Version 2021.08)	40	E-08/19/21
093	Hostage Negotiation (Version 2011.07)	40	E-07/01/11 U-02/22/21
094	Drug Abuse Resistance Education (D.A.R.E.) – FDLE Instructed Only	80	NA
094 & 097	Drug Abuse Resistance Education (D.A.R.E)	40	NA
096	Drug Abuse Resistance Education (D.A.R.E.)	40	NA
098	Basic Traffic Homicide Investigations (Version 2011.04)	80	E-04/01/11 U-02/05/21
100	Crimes Against the Elderly (Version 2012.10)	40	E-10/01/12 U-02/24/21
107	Middle Management (Version 2008.08)	40	E-11/07/08 U-03/09/21

809	Field Training Officer Course for Law Enforcement Officers (Version 2010.04)	40	E-04/01/10 U-05/20/21
1100	Field Training Officer Course for Correctional Officers (Version 2010.10)	40	E-10/01/10 U-03/12/21
1138	Violent Crime Investigator Course	40	E-07/01/95 U-02/05/21
1151	Conducting Background Investigations (Version 2014.12)	40	E-12/01/14 U-02/05/21
1152	Investigation and Supervision of Officer Involved Deadly Force Incidents (Version 2012.07)	40	E-08/09/12 U-02/05/21
1158	Speed Measurement Course (Version 2008.08)	40	E-08/01/08 U-02/17/21
1163	Gangs and Security Threat Groups (Version 2012.10)	40	E-10/01/12 U-02/05/21
1165	Spanish for Criminal Justice Professionals (Version 2011.04)	40	E-04/01/11 U-02/09/21
1166	Advanced Investigative Techniques of Human Trafficking Offenses (Version 2020.11)	40	E-11/05/20
1170	Adult Sex Crimes Investigations	40	E-01/26/17 U-02/03/21
1171	Child Sex Crimes Investigations	40	E-05/11/17 U-07/27/21
1172	Child Abuse Investigations (Version 2018.08)	40	E-08/03/18 U-07/27/21
1400	School Resource Officer Fundamentals (Version 2019.05)	80	E-05/02/19
1404	Interventions and Response (Version 2019.05	40	E-05/02/19
1405	Advanced Defensive Tactics (Version 2019.10)	40	E-10/31/19 U-03/16/21
1416	Behavioral Threat Assessment and Management for Practitioners (Version 2022.02)	40	E-02/17/22

ATMS Course Number	Commission Specialized Instructor Training Program Courses	Course Hours	Courses E-Effective U-Updated
800	Vehicle Operations Instructor Course (Version 2015.07)	40	E-07/01/15 U-02/22/21
801	Firearms Instructor Course (Version 2011.07)	44	E-07/01/11 U-03/26/21
802	Defensive Tactics Instructor Course (Version 2019.10)	80	E-07/01/11 U-03/03/21
1110	Breath Test Instructor Course (Version 2015.08)	40	E-08/01/15
1111	Breath Test Instructor Renewal Course (Version 2015.08)	8	E-08/01/15
1114	First Aid Instructor Course (Version 2015.07)	40	E-07/01/15 U-03/22/21
1115	General Instructor Refresher Course (Version 2021.02)	8	E-02/11/21
1159	Speed Measurement Instructor Course (Version 2011.07)	40	E-07/01/11 U-04/09/21
1186	Florida General Instructor Techniques Course (Version 2020.11)	64	E-11/05/20 U-06/02/21
1199	Canine Team Instructor Course (Version 2014.08)	80	E-08/08/14 U-02/23/21

1200	Defensive Tactics Instructor Update (Version 2018.04)	24	E-04/01/18 U-06/19/20
1403	Single Officer Response to Active Threat and Shooter Incidents Instructor (Version 2019.05)	16	E-05/02/19 U-03/30/21
2001	Role-play Scenarios for Facilitative Learning (Version 2016.08)	16	E-08/04/16 U-02/15/21
2006	Canine Team Training Instructor Update Course (Version 2014.08)	24	E-08/07/14 U-02/24/21

ATMS Course Number	Commission Specialized Training Program Courses	Course Hours	Courses E-Effective U-Updated
021	Criminal Law (Version 2016.09)	40	E-09/04/16 U-02/09/21
022	Autism Spectrum Disorder Awareness (Version 2017.10)	4	E-11/09/17 U-02/19/21
023	Eyewitness Identification (Version 2017.11)	1	E-11/09/17 U-02/09/21
056	Organized Crime (Version 2016.09)	40	E-09/04/16 U-02/18/21
732	Traffic Control Officer for Civilians (Version 2013.10)	8	E-10/01/13 U-02/10/21
850	Agency Inspector Course (Version 2015.08)	24	E-08/01/15
851	Breath Test Operator Course (Version 2015.08)	16	E-08/01/15
950	Agency Inspector Renewal Course (Version 2015.08)	6	E-08/01/15
951	Breath Test Operator Renewal Course (Version 2015.08)	4	E-08/01/15
1131	Human Diversity In-service Training for Discriminatory Profiling and Professional Traffic Stops (Version 2001.10)	4	E-10/01/01 U-02/10/21
1132	Parking Enforcement Specialist for Civilians (Version 2014.02)	16	E-02/06/14 U-02/10/21
1133	Selective Traffic Enforcement Program for Civilians (Version 2014.02)	80	E-02/06/14 U-01/19/21
1134	Criminal Justice Officer Ethics Course (Version 2005.04)	8	E-04/01/05 U-10/09/20
1149	Special Populations (Version 2012.10)	40	E-10/01/12 U-02/26/21
1185	Elder Abuse Investigations (Version 2012.10)	4	E-10/01/12 U-03/01/21
1189	Physical Fitness Trainer Course (Version 2011.05)	24	E-05/19/11 U-02/23/21
1194	Responding to Veterans (Version 2012.05)	16	E-05/10/12 U-03/03/21
1195	Public Safety Telecommunications for Law Enforcement Officers (Version 2016.01)	40	E-07/01/12 U-11/05/20
1196	Contraband Forfeiture (Version 2012.11)	16	E-11/01/12 U-02/24/21

1197	STEP for Red Light Cameras (Version 2012.11)	40	E-11/01/12 U-07/27/21
1198	Canine Team Training Course (Version 2014.08)	480	E-08/07/14 U-03/02/21
1401	Crisis Intervention Training for School Resource Officers (Version 2019.05)	24	E-05/02/19 U-02/12/21
1402	Single Officer Response to Active Threat and Shooter Incidents (Version 2019.05)	16	E-05/02/19 U-02/09/21
1406	Risk Protection Orders	1	E-10/31/19
1407	Identify and Investigate Human Trafficking for Law Enforcement Officers (Version 2020.05)—Traditional Classroom	4	E-05/07/20
1408	Identify and Investigate Human Trafficking for Law Enforcement Officers (Version 2020.05)--Online	4	E-05/07/20
1410	Recognizing Head Injuries in Infants and Children	1	E-02/11/21
1411	De-escalation Techniques for Criminal Justice Professionals	16	E-05/06/21
1414	Misuse of Electronic Databases	1	E-11/04/21
1415	Duty to Intervene (Version 2022.02)	8	E-02/17/22
1417	Behavioral Threat Assessment for Officers (Version 2022.02)	1	E-02/17/22
2002	Property Repossession Processes (Version 2014.11)	2	E-11/06/14 U-02/17/21
2007	Safe Handling Of Firearms (Version 2015.08)	16	E-08/01/15 U-10/19/16
2008	District Courts of Appeal Marshal Minimum Standards Training Program (Version 2014.11)	32	E-11/06/14 U-02/15/21
2009	Diabetic Emergencies and Officer Response	2	E-10/01/15 U-02/16/21

AGENDA ITEM: I

General Information Agenda Item: Officer Discipline Quarterly Report for July 2021– March 2022

ISSUE NUMBER 1

Officer Discipline statistics: Probable Cause Cases; Active Open Cases; Commission Disciplinary Case Report for July 2021 – March 2022; Commission Case Dispositions for July 2021 – March 2022; and Violations Report for July 2021 – March 2022.

EXECUTIVE SUMMARY

1. Probable Cause Cases: As of March 31, 2022, 432 probable cause cases have been presented during FY 2021 – 2022:
   - July – 0 cases
   - August – 62 cases
   - September – 62 cases
   - October – 0 cases
   - November – 51 cases
   - December – 86 cases
   - January – 0 cases
   - February – 81 cases
   - March – 90 cases
   - April – 0 cases
   - May – 0 cases
   - June – 0 cases
2. Active open cases: As of March 31, 2022, 2,070 cases are open in the following categories:
   - Awaiting information: 1,365 cases (65.94%);
   - Pending probable cause: 120 cases (5.80%);
   - Pending final Commission action: 429 cases (20.72%);
   - Pending formal hearing: 73 cases (3.53%);
   - Probation/Suspension: 83 cases (4.01%);
3. July 2021 – March 2022, Commission Disciplinary Case Report: Commission Case Dispositions. See supporting information on page 2.
4. Violations Report: Most Frequent Violations presented to Commission and the Most Frequent Violations Resulting in Revocation or Relinquishment are on page 3.
5. Respondents who have completed probation or suspension are on page 4.
6. Officer discipline cases added to the National Decertification Index for the period July 2021 – March 2022:

   192 Revocations; and 238 Voluntary Relinquishments.

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CJS&T COMMISSION DISCIPLINARY CASE REPORT FOR JULY 2021 TO MARCH 2022

Cases Presented to CJS&T Commission

CERTIFICATION TYPE	TOTAL NUMBER OF OFFICERS STATEWIDE	NUMBER OF CASES TAKEN TO FULL COMMISSION	NUMBER OF DISCIPLINARY CHARGES (VIOLATIONS)	NUMBER OF CASES DISMISSED/ NO CAUSED	NUMBER OF CASES DISCIPLINED	PERCENT OF STATEWIDE OFFICERS DISCIPLINED
Law Enforcement	48,333	128	155	7	121	.146
Correctional	27,598	421	389	24	397	.479
Correctional Probation	2,143	12	12	1	11	.013
Concurrent	4,833	73	105	1	72	.087
TOTAL	82,907	634	661	33	601	.545

Case Dispositions by the CJS&T Commission

Certification Type	No Caused Dismissed Withdrew Application	Letter of Acknow-ledgment	Letter of Guidance	Probation	Suspended	Reprimand	Denied	Voluntary Relinquished	Revoked	TOTAL
Law Enforcement	7	19	3	9	16	0	2	36	36	128
Correctional	24	14	11	9	18	0	7	188	150	421
Correctional Probation	1	0	0	0	0	0	0	11	0	12
Concurrent	1	1	1	21	40	0	0	3	6	73
TOTAL	33	34	15	39	74	0	9	238	192	634

CJS&T COMMISSION VIOLATIONS REPORT FROM JULY 2021 TO MARCH 2022

Most Frequent Violations Presented to the CJS&T Commission (All Violations)

Law Enforcement Number of Violations	Correctional Number of Violations	Correctional Probation/ Number of Violations	Concurrent Number of Violations
14 – Excessive Force by Law Enforcement	39 – DUI	11 – Voluntary Relinquishment	10 – Driving Under the Influence
13 – DUI	19 – Battery – Domestic Violence		8 – False Statement
12 – False Statement	15 – Marijuana – Positive Drug Test		6 – Battery – Domestic Violence
9 – Perjury	10 – Smuggle Contraband into Prison		5 – Perjury
7 – Battery – Domestic Violence	9 – False Statement		4 – Excess Force by Law Enforcement
7 – Sex on Duty	9 – Misuse of Public Position		2 – Misuse of Public Position
6 – Misuse of Public Position	7 – Marijuana Possession		2 – Sexual Harassment

Most Frequent Violations Presented to the CJS&T Commission Resulting in REVOCATION or RELINQUISHMENT

Law Enforcement Number of Violations	Correctional Number of Violations	Correctional Probation Number of Violations	Concurrent Number of Violations
7 – Sex on Duty	23 – DUI	11 – Voluntary Relinquishment	1 – False Statement
6 – DUI	14 – Battery – Domestic Violence		1 – Grant Theft
5 – False Statement	12 – Marijuana – Positive Drug Test		1 – Sex on Duty
4 – Grand Theft	8 – False Statement		1 – Boating DUI
3 – Perjury	8 – Smuggle Contraband into Prison		1 – Battery – Domestic Violence

RESPONDENTS WHO HAVE COMPLETED THEIR PROBATION OR SUSPENSION

Respondent's Name	Case Number	Date Probation/Suspension Completed
Jamie Aria	45260	March 8, 2022
Joshua Brown	42606	March 1, 2022
Denis Gadea	45153	February 2, 2022
Joshua Keel	45260	March 8, 2022
Cutis Knapp	44820	March 8, 2022
George D. Moffett	44237	March 30, 2022
Robert W. Oliver, II	45109	March 7, 2022
James Piper	44318	February 2, 2022
Keith Robinson	44540	January 28, 2022

AGENDA ITEM: J

General Information Agenda Item: Curriculum Updates Pursuant to Section 943.17, F.S.

ISSUE NUMBER 1

This agenda item is presented to the Commission in compliance with the statutory requirement for staff to advise the Commission of any revision to approved basic recruit, advanced, and specialized curricula.

EXECUTIVE SUMMARY

1. Pursuant to Section 943.17, F.S., the Commission is responsible for the development and maintenance of basic recruit, advanced, and specialized training programs for Florida law enforcement, correctional, and correctional probation officers. Section 943.17(3), F.S., provides that the Program is responsible for the accuracy of curriculum content through the identification and revision of typographical or grammatical errors, incorrect statutory citations, or information which can be identified as inaccurate by superior references. The statute states that the Commission shall be advised of any revision, and a copy of revised curricula shall be provided to all criminal justice training schools.
2. Curriculum Alerts were created in an ongoing effort to ensure that Florida officers receive accurate and up-to-date information in curricula approved by the Criminal Justice Standards and Training Commission. Curriculum Alerts document revisions to approved curricula that are considered critical in nature. Revisions come through several sources, including subject matter experts, instructors, officers, agencies, and superior references such as the Legislature and a court of jurisdiction. Curriculum Alerts are distributed to training schools and posted on the FDLE website and the Automated Training Management System.
3. To further formalize and document revisions to the Commission's approved curricula under Section 943.17(3), F.S., an issue is included in each quarterly meeting packet identifying the Commission courses that have been revised within the previous quarter.
4. The curriculum changes that are reflective of "legislative action" only, will be included in this agenda item. Impacted course curricula will be distributed to the training schools and certified instructors with other Commission-approved curriculum updates.

RECOMMENDATION(s): This agenda item does not require Commission action.

VOTING IMPACT

CONSEQUENCES OF A "YES" VOTE ON STAFF RECOMMENDATION: A vote is not required.

CONSEQUENCES OF A "NO" VOTE ON STAFF RECOMMENDATION: A vote is not required.

SUPPORTING INFORMATION

2022-01—April 6, 2022—Defensive Tactics Instructor Course Specialized Instructor Course 802 (Version 2019.10): Clarifies that students do not need to demonstrate any advanced techniques.