

AGENDA

MUNICIPAL POLICE TRAINING COUNCIL 262nd Meeting June 7, 2023 at 10:00 a.m.

Live Stream Link:

<https://www.youtube.com/watch?v=nksppTQzwSs>

ACTION / APPROVAL ITEMS

- | | |
|--|---------------------------------------|
| 1. Introductory Remarks - Introductions - Adoption of Agenda – Approval of 261st Meeting Minutes | Chairman Spike
Commissioner Rosado |
| 2. Summary and Recommendations of MPTC Course Review | Michael Puckett |
| 3. Standardized Field Sobriety Testing Curriculum Update | Matthew Slater |

INFORMATIONAL / UPDATE ITEMS

- | | |
|--|-----------------|
| 1. Physical Ability Hiring Standard | Joshua Vinehout |
| 2. Professional Policing Mandatory Certification Program | Gabe Marruso |

NEW BUSINESS

- | | |
|---|-------------------------|
| 1. Introduction of New Business by Council | Chairman Spike |
| 2. Ethics Training Pursuant to Executive Law 94 | Natasha Harvin-Locklear |

**Next Meeting:
September 13, 2023**

Council Member Virtual Attendance:

Name: Sheriff Errol Toulon
Location: 200 Suffolk Avenue
Yaphank, NY 11980

**Minutes of the 261st Meeting
New York State Municipal Police Training Council
March 8th, 2023**

Alfred E. Smith Building
80 South Swan Street
Albany, NY 12210
CrimeStat Room 118

Livestream link: <https://www.youtube.com/watch?v=ZLY5javl0dk>

Council Members Present

Ronald Spike, Chairman, Sheriff, Yates County Sheriff's Office
Dr. R. Bruce McBride
Timothy Parisi, Chief, Ilion Police Department (remote)
Maureen Curtis, Vice President, Safe Horizon
John Mueller, Chief, Metropolitan Transportation Authority Police Department
Major Steven Graap, New York State Police representing Superintendent Negrelli
Opal Rivera, Assn. Commissioner, Department of Corrections and Community Supervision
Dr. Errol Toulon, Jr., Sheriff, Suffolk County Sheriff's Office (remote)
Michael Cassidy, Deputy Chief, New York City Police Department
Debra Long, Community Representative

DCJS Staff Present

Joseph Popcun, Executive Deputy Commissioner, Division of Criminal Justice Services
Colleen Glavin, Deputy Commissioner and Counsel, Office of Legal Services
Natasha Harvin-Locklear, Associate Counsel, Office of Legal Services

OPS Staff Present

Michael A. Bonse, Deputy Commissioner, Office of Public Safety
Johanna Sullivan, Director, Office of Public Safety
Joshua Vinehout, Supervisor of Public Safety Programs
Michael Puckett, Associate Training Technician (Police)
Molly Bates, Associate Training Technician (Police)
Scott Neff, Associate Training Technician (Police)
Frank Wade, Associate Training Technician
Sara Dean, Criminal Justice Program Specialist 2
Gabe Marruso, Criminal Justice Program Specialist 2
Matthew Brockbank, Criminal Justice Program Specialist 1
Kerra Gordon, Criminal Justice Program Specialist 1
Erin Feiden, Criminal Justice Program Specialist 1
Dorthea Medina, Administrative Specialist 1 Tr 2

Guests

Jaifa Collado, Assn. Commissioner, Department of Corrections and Community Supervision
Tanya Meisenholder, Senior Advisor, New York Police Department (Remote)
Thomas Mitchell, Counsel, NYS Sheriff Association
Pete Fortune, Deputy Chief, NYS Police Academy (Remote)
John McIlwaine, Technical Sergeant, NYS Police Academy
John Duro, Lieutenant, NYS Police Academy

ACTION/APPROVAL ITEMS

#1 - Introductory Remarks – Adoption of Agenda- Approval of 260th Meeting Minutes

The 261st session of the Municipal Police Training Council (MPTC or Council) commenced at 10:03 a.m. with Commissioner McBride leading all attendees in the Pledge of Allegiance, followed by a moment of silence in remembrance of all those related to public safety, and for all their service. Those that have lost their lives were honored and our military remembered for protecting our freedom.

Introductions

Sheriff Spike welcomed all and introduced new Deputy Commissioner, Michael A. Bonse, Division of Criminal Justice Services (DCJS) and new council member Debra Long, Community Representative. Introductions made by all in attendance. Chief Parisi, Sheriff Toulon, Deputy Chief Fortune and Senior Advisor Meisenholder all joined the meeting remotely. Sheriff Spike noted that Commissioner Rosado could not attend, and Executive Deputy Commissioner Popcun would be making remarks. Ten council members were in attendance either in-person or remotely.

Introductory Remarks

Executive Deputy Commissioner Popcun welcomed Michael A. Bonse as the new Deputy Commissioner for the Office of Public Safety and thanked Director Johanna Sullivan for all of her services in the last year between MPTC, Law Enforcement Agency Accreditation Council (LEAAC) and the police and peace officer registry.

The Executive Deputy Commissioner provided a preview of the Governor's proposed budget for DCJS over the coming year. He informed the Council that the proposed budget will provide an additional \$1 million dollars to support law enforcement agencies and community-based organizations with programs to better address crime, its causes, and its consequences; reduce gun violence and control the recent rise in crime. We are doubling funding for alternatives to incarceration and the GIVE Initiative; tripling funding for the County Re-Entry Task Forces; funds for aid to prosecution are quadrupling; and \$40 million dollars is being provided for funding local law enforcement efforts to prevent illegal fentanyl and opioids and investigate overdose deaths. He concluded with updating the Council that DCJS is continuing capital investments to protect against hate crimes and protect reproductive health centers.

Adoption of Agenda

Dr. McBride made a motion to adopt the 261st meeting agenda, with a second by **Debra Long**; the motion was passed by unanimous vote. Chairman Spike proceeded with the approval of 260th meeting minutes.

Approval of 260th Meeting Minutes

Dr. McBride made a motion to approve the 260th meeting minutes as submitted with a second by **Deputy Chief Cassidy**. The motion was passed by unanimous vote.

#2 – Juvenile Law and Procedures Online Training

Joshua Vinehout, of the Office of Public Safety, presented to the Council for their adoption, a Juvenile Law and Procedures Online training program and a request to issue MPTC certificates to police and peace officers who have already completed this online training. The online training

satisfies the requirements of Executive Law § 840 (1)(j)(i) directing the Council to establish a training program pertaining to the laws of juveniles.

Mr. Vinehout informed the Council that the online training is approximately 1 hour and covers the pre-arraignment processing procedures of a youth from ages 7 through 17 who commit an offense. It addresses the differences between adolescent offender, juvenile delinquent, and juvenile offender; and addresses the handling of children under 12 years of age who no longer fall under the definition of a juvenile delinquent.

Joshua Vinehout stated that approximately 3,000 police and peace officers have completed the training up to this point. If the Council adopts this training as meeting the minimum standard per the statute, he would like those individuals that have already completed the training to have their state training record reflect issuance of the MPTC Training certificate.

Dr. McBride asked if the agency has received any summaries or reactions from the field that have taken the training. Mr. Vinehout mentioned that there has been a lot of positive feedback. Some training officers have taken the program and mentioned that they would like to train the rest of their officers in utilizing it. Mr. Vinehout has not received any negative responses as of yet.

Dr. McBride thought the course was very well put together and he asked if there was a panel that helped with this. Josh Vinehout mentioned that it was a culmination of years of Raise the Age work that our agency has been involved in. In addition, the Office of Probation and Correctional Alternatives, Office of Family and Child Services and other key stakeholders have been integral to its development. Director Sullivan added that the Office of Public Safety's Media Unit did a great job outlining and putting it together and Mr. Vinehout agreed. He also added that they were excellent in creating the graphics and presenting the material.

Before the motion was decided, Sheriff Spike explained that the motions were laid out in a specific language and asked Council members to read the specific language in the action item information and read it word for word.

Motion #1:

Maureen Curtis made a motion to adopt the Juvenile Law and Procedures Online Training as the minimum training standard pursuant to Executive Law 840 requirements, with a second by **Chief Mueller**. The motion was passed by unanimous vote.

Motion #2

Maureen Curtis made a motion to issue MPTC certificates to police and peace officers who have already completed the Juvenile Law and Procedures Online Training, with a second by **Debra Long**. The motion was passed by unanimous vote.

#3 – In-person Death Notification Model Policy, Training, and Regulations

Scott Neff of the Office of Public Safety presented to the Council for their review and adoption, an In-Person Death Notification Model Policy. He acknowledged the collaboration of the New York State Office of Victim Services, New York State Police, New York State Association of Chiefs of Police, New York State Sheriffs' Association, New York City Police Department, SUNY Office of University Police, Law Enforcement Training Directors Association, and Niagara

University who assisted in the development of the model policy. Mr. Neff provided a summary of the key areas of the model policy which include planning the in-person death notification, preparing the notification, delivering the notification, post notifications and follow up, training, and special considerations. These special considerations consist of children, persons with disabilities, elderly, language barriers, social media, mass casualty events, workplace/business notification, and criminal investigations. Mr. Neff added that the model policy is consistent with in-person death notification content added to the Basic Course for Police Officers in June 2019, as well as IACP issued best practices and the FBI and Penn State University on-line training on the topic. He also informed the Council that the training component of the model policy issues best practices for law enforcement personnel who are assigned responsibilities associated with delivering an in-person death notification to the next of kin (NOK).

Joshua Vinehout then went on to further discuss the training component of the action item. He informed the Council that Executive Law 840 not only required the Council to develop a model policy, but to also develop accompanying training for both new and current police officers. Since the BCPO was previously updated with in-person death notification training materials, the Council would only need to adopt the proposed in-service training. He presented to the Council for their review and approval an hour and a half in-service training curriculum that is consistent with both the model policy and Basic Course for Police Officers training content. The training consists of a review of the agency's death notification policy and procedures and instruction on the 4-step death notification process. Mr. Vinehout then recommended to the Council amendments to NY Codes, Rules and Regulations Section 6020.3 and 6022.3 that would require any in-person death notification training during the Basic Course for Police Officers be conducted in accordance with the policies and procedures, and minimum standards established by the Council. Similarly, Mr. Vinehout presented to the Council proposed regulatory language that would require any in-service death notification training, that is reported to OPS, to meet the minimum standard of the in-service death notification training previously presented.

Chairman Spike requested clarification to confirm 1.5 hours of training is required for the in-service training curriculum. Mr. Vinehout affirmed that was correct to include an overview of informing the officer of the agency's policies and procedures and completion of the online training.

Chairman Spike asked if there was a collaboration of agencies that helped put this together. Mr. Vinehout stated DCJS received assistance from key stakeholders consistent with the process used to develop all of our model policies.

Dr. McBride asked if there was an online component for this training. Mr. Vinehout stated that there is and that the training was developed by the FBI, and it is currently hosted by Penn State University. Joshua Vinehout went on to state that the FBI agreed to assist in doing executive level training on in-person death notifications in the future here in New York State. Dr. McBride then asked if that would be applicable to the in-service training as well. Mr. Vinehout replied "Correct." Scott Neff then added that the FBI has done a series of in-house trainings with an in-person version of what's currently online throughout the bureau. Mr. Neff was told that the FBI was currently involved in a rewrite of the online training that is due to be out April of 2024. This rewrite will include serious injury, possible death, sexual assault, abductions, and things along those lines.

Dr. Bride then asked if an accredited agency through New York would be mandated to take this training, or would this be part of the in-service component? Joshua Vinehout explained that this question was a question for the Accreditation unit, so he asked Gabe Marruso for his input. Mr.

Marruso mentioned there was an Accreditation meeting the next morning and he would discuss it at that meeting. He told Dr. McBride that he would keep him posted.

Opal Rivera asked if there was a safety net if law enforcement doesn't realize there is a language barrier until they get there. Scott Neff suggested that they use services such as LanguageLine for situations like that. Mr. Neff added that resources were available at the end of the online training and officers also have a brochure that includes 11 different languages. Chairman Spike commended Opal Rivera for her question since this situation happens frequently.

Maureen Curtis asked if there were any local or any community-based organizations working with victims of trauma, or crash victims and sexual assault victims, who could speak about the trauma the family may experience upon hearing this news. If not, Ms. Curtis asked if this would be something appropriate to expand within the model policy. Mr. Vinehout said the statute required the Council to develop a death notification policy. Seriously injured and serious illnesses would exceed the scope of what the statute requires. However, he advised that the Office of Victim Services was a collaborative partner as the voice of victims who may have been on the receiving end of a death notification. They reviewed the policy and provided feedback as a victim representative. Director Sullivan added that this is something we can keep in mind and that the policy addresses trying to make sure you have somebody there to help support them.

Chief Mueller commented on the idea about the peer component of the model policy because of the traumas caused by internalizing the delivery of a death notification that is sometimes very relatable to an officer's own life. He provided the example of making a death notification about a child that passed and the officer is a parent.

Debra Long shared a personal story about her son that passed away due to a homicide. She shared her experience regarding the notification and the importance of making a timely delivery by law enforcement.

Motion #1

Dr. McBride made a motion to approve and disseminate to law enforcement the Municipal Police Training Council In-person Death Notification Model Policy, with a second by **Chief Mueller**. The motion was passed by unanimous vote.

Motion #2

Dr. McBride made a motion to adopt the hour and a half in-service In-person Death Notification training curriculum as the minimum standard of training for all current police officers, with a second by **Debra Long**. The motion was passed by unanimous vote.

Motion #3

Dr. McBride made a motion to approve and recommend to the Governor the proposed amendments to New York Codes, Rules and Regulations Part 6020.3 and 6022.3, with a second by **Debra Long**. The motion was passed by unanimous vote.

#4 – Firearms Safety Guidelines

Michael Puckett of the Office of Public Safety presented to the Council for their review and approval updates to several courses to be consistent with the newly approved recruit firearms training module. He began with a summary of the changes to the firearms rules in the Basic Course for Police Officers which were revised to be consistent with operational safety and in recognition of the realities of human performance. The new rule structure requires that rules are treated as such and never broken, regardless of one's environment – on the range, operational, reality-based training, administrative, during cleaning, etc. This new safety paradigm also includes recommendations that are to be followed whenever it is possible to do so. In summary, changes have been made to the following courses to be consistent with the rules: Firearms Instructor Course, Patrol Rifle Operator, SWAT Operator and Reality Based Training Instructor.

Before any questions were asked, Michael Puckett stressed to the Council that the firearm rules are only for police training, and not for hunter education or telling private rangers that they should be adjusting the safety rules that they are using on the range. It is operationally for police officers and for armed professionals.

Chairman Spike wanted clarification that these were new safety rules to what we already have in place. Mr. Puckett confirmed and added that these are firearm safety rules, not range safety rules.

Chief Mueller asked if accidental discharges made its way up to DCJS and Mr. Puckett stated they didn't. Chief Mueller then went on to say that it may be a good thing to gauge and be able to see a decrease in accidents due to these new changes. Michael Puckett stated that his focus on this new curriculum is operational safety. Chief Mueller mentioned that officers have a lot of muscle memory and Mr. Puckett said that we are really trying to account for that in the design of the new curriculum. Chief Mueller thinks it is very impressive when you look at where we were in the 1970's through 1990's and the numbers continue to go down.

Chairman Spike asked how Mr. Puckett saw the number of reality-based training instructors increasing. Mr. Puckett responded by informing the Council the demand ebbs and flows for the needs of the academies.

Dr. McBride asked if we had a timetable for the firearm qualifications. Mr. Puckett informed him we are having discussions to determine the best approach and direction to take to ensure whatever qualification we are doing is an accurate measure of the training.

Lastly, Dr. McBride asked if there was a plan in place and Michael said yes. Dr. McBride thinks the challenge won't be just the academies but for in-service re-qualifications. Some agencies only do it once a year but that will be another issue we will address.

Motion 1:

Approve the amendments to the Firearms Instructor Course, Patrol Rifle Operator Course, and SWAT Operator Course to reflect the new firearm safety rules and recommendations previously adopted by the MPTC at the December 2022 meeting for the Basic Course for Police Officers – Firearms.

Chief Mueller made a motion to approve with a second by **Debra Long**. The motion was passed by unanimous vote.

INFORMATIONAL/UPDATE ITEMS

#1 – Comprehensive Evaluation of Existing MPTC Courses

Joshua Vinehout, of the Office of Public Safety, presented to the Council a plan to evaluate all current MPTC courses to determine each course's relevancy to contemporary 21st century police issues, frequency in which the course is utilized by agencies, the extent to which the course aligns with current best practices, and the course's need to fulfill statutory requirement(s), among other items. The evaluation of each course will be used to determine the need to prioritize staff resources and issue recommendations to the Council for each of the courses.

Chairman Spike asked if Mr. Vinehout saw a collaboration with associations, major agencies, and academy directors. Mr. Vinehout said certainly, there's going to have to be a collaboration. He stated that one of the criteria he'll look at is the frequency of the courses being run by the academies, the need for the course, the content whether it's still relevant, and have academies gone beyond those minimum standards as we look at the various courses.

Dr. McBride asked how many courses were on the books and if a course catalogue was maintained. Joshua Vinehout said there were now 98 since the juvenile law procedure was passed. Director Sullivan added that the courses are in Acadis and that we are now able to run reports and it is much more user-friendly. Dr. McBride then asked how many of those were included in the basic courses. Mr. Vinehout stated that he would have to take a deeper look but there are quite a few. Chief Spike added that some of the higher liability issues like high-speed chases and use of force should be looked at on a regular basis.

Maureen Curtis thought it was a good idea to provide the rubrics used to do an objective analysis of each of the MPTC courses for the Council's review at a subsequent meeting.

#2- Public Hearing of MPTC Video Conferencing Procedures and Resolution

Pursuant to Chapter 56 of the Laws of 2022, Natasha Harvin-Locklear of the Office of Legal Services (OLS) conducted a public meeting to hear all interested parties and citizens regarding the adoption of proposed Resolution No. 1 of 2023, and related procedures, to be added to the MPTC by-laws, pertaining to the authorization of members of the Municipal Police Training Council to attend meetings by video conferencing under extraordinary circumstances. This was to satisfy the requirement of POL §103-a(2)(a) and (b) that any public body which in its discretion wishes to permit its members to participate in meetings by videoconferencing from private locations – under extraordinary circumstances – must hold a public hearing, adopt a resolution, and establish written procedures governing member and public attendance. Natasha Harvin-Locklear asked if there were any members of the public that wished to speak and there was no response. Ms. Harvin-Locklear then asked Joshua Vinehout if he received any written comments and he stated that he did not. Chairman Spike also added that he did not receive any comments prior to the meeting either. Since there were no comments made, the Council moved to vote on adopting the video conferencing resolution, which was read by Ms. Harvin-Locklear, and procedures and by-laws amendments.

Motion 1:

Adopt the MPTC Video Conferencing Resolution and Procedures and proposed amendments to the MPTC bylaws

Chairman Spike made a motion to approve with a second by **Chief Cassidy**. The motion was passed by unanimous vote.

New Business

There was no new business brought to the council.

There being no further business, the 261st session of the Municipal Police Training Council came to a close at 11:13 a.m. **with a motion to adjourn by Dr. McBride and a second by Debra Long**. The motion was unanimously approved.

NEXT MEETING:

June 7, 2023, at 10:00 a.m.

**NYS Municipal Police Training Council
262nd Meeting
June 7, 2023**

Action Item #2

Summary and Recommendations of MPTC Courses Review

The Office of Public Safety will present to the Council a summary of their review of the catalogue of existing MPTC approved courses. The summary will include recommendations to remove certain courses as MPTC approved and in one instance, substitute a course with a nationally recognized training standard.

The primary focus of the review is to ensure the instruction of knowledge and/or skills taught from the content of the courses to law enforcement are current with best practices, legal requirements, and methods of instruction. It's critical that any training approved by the MPTC will best position a law enforcement officer for success in the field. It's anticipated additional courses with proposed recommendations will be discussed at future meetings as OPS continues to evaluate the prioritization of staffing resources to support the training goals of the Council.

A rating matrix was utilized to identify courses recommended for removal. The removal of certain courses will allow the Council to focus resources on ensuring, at minimum, statutory required training and related instructor supports achieve the highest level of instructional content for law enforcement. Each of the nearly 75 MPTC approved courses were rated using the following categories: Last Updated, Training Required by Law, Supports Instructor Requirement, Other Available Courses Exist, Reported Frequency of Use by Agencies, and Required to be Delivered to Receive Funding. The rating scale utilized for each of these is as follows:

	Score assigned				
	1	2	3	4	5
Last Updated	20+yrs.	15-19 yrs.	10-14 yrs.	5-9 yrs.	0-4 yrs.
Required by Law	No				Yes
Supports Instructor Requirement	No				Yes
Other Courses Available	Yes				No
Frequency of Use (annually)	Almost Never 1-2 times	Infrequently 3-6	Frequently 7+ per yr.		
Required to Receive Funding	No		Yes		

Courses receiving scores 11 and below were further evaluated to determine the suitability of remaining an MPTC approved course. Attached is a summary of the scoring for each of the courses categorized into four different groupings: Statutorily Required Training, Instructor or Supports Training, Online Training (not statutorily required), and General In-Service Training. The following is a description of each course OPS is currently recommending being removed, including the rationale behind the recommendation.

Street Encounters

This is a classroom based 8-hour course that provides an overview of officer safety, law, traffic stops, and search and seizure for police officers in New York State. It was intended to focus on street level encounters where firearms may be involved. The course was run by DCJS from 2009 through 2012.

The course was only offered by DCJS and has not been used in more than 10 years. The curriculum is dated, and its legal sufficiency cannot be ensured. DCJS currently delivers legal updates training that addresses relevant case law on search and seizure issues as well as human performance factors during encounters. OPS is recommending this course be removed from the list of MPTC approved courses.

Advance Street Encounters

This 8-hour course is intended to be run after the completion of the Street Encounters course. It was designed to provide an introduction to the use of intelligence, spotting concealed firearms, and contained scenario-based instruction. It was intended to focus on street level encounters where firearms may be involved. The course was run by DCJS from 2009 through 2012.

The course was only offered by DCJS and has not been used in more than 10 years. The curriculum is dated, and its legal sufficiency cannot be ensured. Additionally, the manner in which skills are taught do not align with current best practices and research, including scenario design and reality-based training protocols established by the MPTC in 2015. OPS is recommending the removal of this course as an MPTC approved course.

General In-Service Course for Police Officers

The course is a checklist of topics that can be run annually. In order to qualify as having been completed, specific topics must be covered and are grouped into legal, law enforcement skills, community interaction, emergency management, investigations, and electives. The list of topics was originally created to assist accredited agencies in meeting their 21-hour minimum training requirement.

This course is very rarely run, even by accredited agencies. The course is an administrator's guide only and provides almost no guidance as to course content. In 2020, OPS developed an in-service training resource document which is continually updated with new content. It's a compilation of available Municipal Police Training Council and DCJS training materials, resources, online courses, webinars, and point of contact information for each. All agencies are encouraged to utilize the materials in their entirety or as a resource in developing their own in-service training plans. The document contains links to access training materials as well as links to numerous online

trainings and recorded webinars. This document serves as a suitable alternative to the limited scope of the General In-service Course. OPS recommends the MPTC to remove the General In-Service Course for Police Officers from the list of approved courses due to its limited utility and the availability of many courses that can be conducted or completed online listed in the resource document.

Conducted Energy Device Course

In 2009, the MPTC adopted the 8-hour Conducted Energy Device course with an optional student exposure component. The course was designed to provide general instruction on the use of CEDs related to pre-deployment actions, deployment and tactical considerations, post deployment procedures, practical scenarios, and guidance on student exposures. Pursuant to NYS CPL 2.30, any peace officer employer that equips an officer with a CED is currently required to complete this MPTC approved course.

There were at least two competing companies that offered devices at the time the course was developed. Since then, TASER International has controlled the market and is the primary CED used by law enforcement. When the curriculum was developed, the TASER model available to law enforcement was the X26. There have been numerous models of the device released by TASER after the X26 – all of which have differences in the way they function and operate. The use of the vendor training is recommended best practice due to the inability to have a generalized training curriculum for a device that periodically receives updates on how it functions, including complete redesigns of the device, as well as the issuance of new CEDs to agencies participating in a buyback program.

To ensure officers receive specific training on the device the agency employs, and for peace officers to meet the “other weapons” requirements of NYS §CPL 2.30 (3), OPS is recommending to the Council to adopt the vendor’s training as the approved standard of training for the specific model of the device carried by officers. The vendor’s CED training has received certification from the International Association of Directors of Law Enforcement Standards and Training as meeting the continuing education minimum training standards for vendors. Agencies would be required to follow the reporting procedures required by regulations to have their officer’s training record reflect successful completion of the training.

Radar Operator Course

The course was originally adopted by the Council in 1989 with instruction focused on speed enforcement and RADAR principles. In 2001, the course was updated to also include a LIDAR component and renamed RADAR/LIDAR Operator Course.

OPS is recommending the course be removed from the catalogue of MPTC approved courses since it is no longer in use and has been replaced with the RADAR/LIDAR Operator Course.

Basic Crime Prevention Course

This 35-hour course was originally adopted by the Council in 2000 and was designed to provide law enforcement with the basic skills and knowledge necessary to be a successful crime prevention officer. Topics include presentation skills, community

policing, crimes affecting persons with disabilities, elderly and children, as well as strategies to protect property and loss.

OPS is recommending the course be removed as MPTC approved for the following reasons. The course is offered infrequently (3 times in last 10 years), and the information has become significantly outdated. The Council has adopted recruit training on crime prevention strategies and DCJS has a robust evidence-based crime strategies program implemented at the local level through technical assistance and offerings, including an annual Public Safety Symposium open to all law enforcement agencies. Both an MPTC persons with disabilities recruit and in-service training, and MPTC model policy exists. DCJS also co-chairs the Committee for the Coordination of Police Services to Elderly Persons to deliver in-service training on crimes against elderly persons prevention strategies. MPTC recruit training focused on elderly persons crime prevention strategies also exists. And finally, the MPTC has recently adopted a weeklong Basic School Resource Officer course and a Juvenile Law and Procedures online training.

Police Juvenile Officer Basic Course

This 38-hour course was originally adopted by the Council in 1999 and was designed to provide law enforcement direction on how to navigate cases involving juveniles. Topics include laws and arrest procedures, child abuse, missing persons cases, interview and interrogation, diversion programs, and juvenile crime.

Significant changes to the curriculum are necessary to deliver the instructional material that aligns with legislative changes and best practices relating to juveniles. In recognition of the changes needed, and the availability of other courses such as the Basic School Resource Officer course, Juvenile Law and Procedures online training, Mandated Reporting of Child Abuse and Neglect Model Policy, and technical assistance and training provided by the DCJS Missing Persons Clearinghouse, OPS is recommending its removal from the list of MPTC approved courses.

Drugs that Impair Driving Course

This course was originally an 8-hour instructional module designed by the National Highway Traffic Safety Administration (NHTSA) to assist officers in becoming more proficient at detecting, apprehending, testing, and convicting impaired drivers. It was designed as an add-on module to the SFST Program.

Since NHTSA discontinued this eight-hour course in 2013. OPS is recommending the course be removed as an approved MPTC course.

Breath Analysis Upgrade Course

The intent of the course was to transition from the previous evidential breath test instrument to the new DataMaster DMT deployed in the field by DCJS. The technology was the same but offered in a new platform. The course was four hours in length and allowed officers to upgrade without taking a three-day class.

The last Breath Analysis Operator Upgrade course roster was submitted to OPS in February 2012. The course was used successfully to transition officers to the

DataMaster DMT and is no longer needed. Ops recommends removal of this course from the catalogue of MPTC approved course.

Lidar Instructor Upgrade

In 2001, LIDAR speed measuring devices were becoming widely available to police agencies across the state. OPS provided LIDAR training to officers as agencies were replacing or supplementing existing speed enforcement capabilities with LIDAR. The four-hour course was approved by the Council on March 22, 2001.

The last LIDAR Instructor Upgrade course roster was submitted to OPS in December 2004. There are currently 564 active RADAR/LIDAR Instructors in the state. OPS offers RADAR/LIDAR Instructor training twice per year to maintain an adequate number of instructors. OPS is recommending the LIDAR Instructor Upgrade be removed as an MPTC approved course.

DARE Officer Recertification Course and DARE Officer Training Course

The D.A.R.E. Officer Training (DOT) program was originally adopted by the Council on September 13, 1989. At that time, the council recognized that the Bureau for Municipal Police would be the sole agency responsible for coordinating and administering DARE instructor training and certification in New York State. In May 2008, DCJS discontinued offering the program due to cessation of funding. The DOT program is now offered once a year by the NYS DARE Officers Association (NYSDOA). Additionally, the NYS DOA has assumed all record keeping duties and responsibilities related to both DOT training and the DARE Officer Instructor recertification process, which occurs at an interval of 5 years.

OPS is recommending that the DARE Officer Recertification Course and DARE Officer Training Course be removed as a listed MPTC approved course due to its lack of effectiveness supported by research, as well as the program and all records are currently being maintained by NYSDOA.

Motion #1:

Remove the Street Encounters, Advance Street Encounters, General In-Service Course for Police Officers, RADAR Operator Course, Basic Crime Prevention Course, Police Juvenile Officer Basic Course, Drugs that Impair Driving Course, Breath Analysis Upgrade Course, Lidar Instructor Upgrade, and the DARE Officer Recertification Course and DARE Officer Training Course as MPTC approved courses.

Motion #2:

Adopt TASER International's Conducted Energy Device Training Curricula as MPTC approved training to meet the initial "other weapon" training requirements of NYS Criminal Procedure Law §2.30 subdivision 3.

Motion#3:

All conducted energy device training reported to DCJS pursuant to NYS Criminal Procedure Law §2.30 subdivision 3 must be consistent with the Taser model utilized by an agency as MPTC approved training and done in accordance with DCJS course approval and reporting procedures. All instructors delivering the training must at minimum be a current general topics instructor.

MPTC Statutorily Required Courses

Course Name	Rating	Last updated? (comprehensive)	Relevant Contemporary Topic?	Primarily Knowledge or Skills Based?	Potential for High Liability	Req. by Law?	Supports instructor req?	Other courses available (vendor, association, etc.)?	How often used and reported to DCJS? (3-Frequently/ 2-Infrequently/1-Almost Never)	Req. for funding?
Recognizing the Cannabis Impaired Motorist	24	5	NO	Knowledge	NO	5	5	3	3	3
Course Director Orientation	22	5	NO	Knowledge	NO	5	5	3	3	1
Instructor Development Course - General Topics	22	5	YES	Knowledge	NO	5	5	3	3	1
DWI Detection and SFST Course (student)	22	5	YES	Skill	NO	5	5	1	3	3
Basic Course for Peace Officers	23	5	YES	Skill	YES	5	5	3	3	2
Radar/Lidar Instructor Course	20	2	YES	Skill	NO	5	5	3	2	3
Breath Analysis Operator Course	20	5	YES	Skill	NO	5	1	3	3	3
MPTC Use of Force Corrections Online	20	5	YES	Knowledge	YES	5	1	3	3	3
DWI Detection and SFST Instructor Course	19	1	YES	Skill	NO	5	5	3	2	3
Aerosol Subject Restraint Instructor Course	19	4	NO	Skill	YES	5	5	1	3	1
Instructor Evaluator Workshop	21	5	NO	Knowledge	NO	5	5	3	2	1
MPTC Use of Force Online	20	5	YES	Knowledge	YES	5	1	3	3	3
Basic Course for Police Officers	20	5	YES	Skill	YES	5	1	3	3	3
Campus Public Safety Officers Course	19	5	YES	Knowledge	YES	5	1	3	2	3
Police Field Training Officer Course	19	4	YES	Knowledge	YES	5	1	3	3	3
Firearms Instructor Course	18	1	NO	Skill	YES	5	5	3	3	1
Juvenile Law and Procedures for LE Online Training	18	5	YES	Knowledge	YES	5	1	3	3	1
MPTC Hate Crimes In-Service Training	18	5	YES	Knowledge	NO	5	1	3	3	1
Jail Time Credit and Calculation Training	18	5	NO	Knowledge	YES	5	1	3	3	1
Course in Police Supervision	17	4	YES	Knowledge	YES	5	1	3	3	1
Conducted Energy Device Course	16	3	NO	Skill	YES	5	1	3	3	1
Basic Course for Correction Officers	16	3	YES	Skill	YES	5	1	3	1	3
Inmate Classification	14	4	YES	Knowledge	YES	5	1		3	1
Aerosol Subject Restraint Course	12	1	NO	Skill	YES	5	1	1	3	1

Values Key:

Required by law	1 = No	5 = Yes			
Supports instructor requirement	1 = No	5 = Yes			
Other courses available	1 = yes	3 = No			
Required for funding	1 = No	3 = Yes			
Last updated	1 = 20+ yrs	2 = 15-19 yrs.	3 = 10-14 yrs.	4 = 5-9 yrs.	5 = 0-4 yrs.

** Highlighted courses are recommended to be removed from MPTC course listing as approved courses.

MPTC Instructor Course (or Supports an Instructor Requirement)

Course Name	Rating	Last updated?	Relevant Contemporary Topic?	Primarily Knowledge or Skills Based?	Potential for High Liability	Req. by Law?	Supports instructor req?	Other courses available (vendor, association,	How often used and reported to DCJS? (3- Frequently/ 2- Infrequently/1- Almost Never)	Req. for funding?
Recognizing the Cannabis Impaired Motorist	24	5	YES	Knowledge	NO	5	5	3	3	3
Course Director Orientation	22	5	YES	Knowledge	NO	5	5	3	3	1
Instructor Development Course - General Topics	22	5	YES	Knowledge	NO	5	5	3	3	1
DWI Detection and SFST Course (student)	22	5	YES	Skill	NO	5	5	1	3	3
Instructor Evaluator Workshop	21	5	NO	Knowledge	NO	5	5	3	2	1
Radar/Lidar Instructor Course	20	2	YES	Skill	NO	5	5	3	2	3
DWI Detection and SFST Instructor Course	19	1	YES	Skill	NO	5	5	3	2	3
Aerosol Subject Restraint Instructor Course	19	4	NO	Skill	YES	5	5	1	3	1
Firearms Instructor Course	18	1	NO	Skill	YES	5	5	3	3	1
DWI Detection and SFST Instructor Course	18	3	NO	Knowledge	NO	1	5	3	3	3
Basic School Resource Officer Course	16	5	YES	Knowledge	YES	1	5	1	3	1
Reality Based Training Instructor Course	16	4	NO	Knowledge	YES	1	5	3	2	1
Breath Analysis Instructor Course	16	2	NO	Knowledge	NO	1	5	3	2	3
Intermediate Crash Management Course	16	4	YES	Knowledge	NO	1	5	1	2	3
Basic Crash Management Course	16	4	YES	Knowledge	NO	1	5	1	2	3
MPTC Defensive Tactics Instructor Course	16	5	YES	Skill	YES	1	5	1	3	1
Sniper Observer Course	15	4	NO	Skill	YES	1	5	1	3	1
Patrol Rifle Course	15	4	NO	Skill	YES	1	5	1	3	1
SWAT Operator Course	15	4	YES	Skill	YES	1	5	1	3	1
Domestic Violence Instructor Course	12		YES	Knowledge	NO	1	5	3	2	1
Physical Fitness Instructor Course	11		YES	Skill	YES	1	5	1	3	1

Values Key:

Required by law	1 = No	5 = Yes			
Supports instructor requirement	1 = No	5 = Yes			
Other courses available	1 = yes	3 = No			
Required for funding	1 = No	3 = Yes			
Last updated	1 = 20+ yrs	2 = 15-19 yrs.	3 = 10-14 yrs.	4 = 5-9 yrs.	5 = 0-4 yrs.

MPTC In-Service Courses

Course Name	Rating	Last updated?	Relevant Contemporary Topic?	Primarily Knowledge or Skills Based?	Potential for High Liability	Req. by Law?	Supports instructor req?	Other courses available (vendor, association, etc.)?	How often used and reported to DCJS? (3- Frequently/ 2- Infrequently/ 1- Almost Never)	Req. for funding?
SWAT In-Service Course	13	4	YES	Skill	YES	1	1	3	1	3
Principled Policing Tactical Perception - Implicit Bias Course	13	5	NO	Knowledge	YES	1	1	3	2	1
Principled Policing - Procedural Justice 2	13	5	NO	Knowledge	YES	1	1	3	2	1
Principled Policing - Procedural Justice 1	13	5	NO	Knowledge	YES	1	1	3	2	1
Course in Corrections Supervision	12	4	YES	Knowledge	YES	1	1	3	2	1
Technical Crash Management	12	4	YES	Knowledge	NO	1	1	1	2	3
Advanced Crash Management	12	4	YES	Knowledge	NO	1	1	1	2	3
Property/Evidence Room Management	12	2	YES	Knowledge	NO	1	1	3	2	3
Advanced Street Encounters Course	11	4	NO	Knowledge	YES	1	1	3	1	1
Street Encounters Course	11	4	NO	Knowledge	YES	1	1	3	1	1
Law Enforcement Bicycle Patrol Course	11	4	NO	Skill	NO	1	1	1	3	1
Mounted Police Officer Course	11	4	NO	Skill	NO	1	1	3	1	1
Radar/Lidar Operator Course	10	1	NO	Knowledge	NO	1	1	3	3	1
Basic Criminal Investigations Course	10	3	NO	Knowledge	NO	1	1	1	3	1
Police Juvenile Officers Basic Course	10	1	NO	Knowledge	NO	1	1	3	3	1
Basic Investigative Photography Course	9	3	NO	Skill	NO	1	1	1	2	1
Canine Handlers Explosives Awareness Course	9	1	YES	Knowledge	YES	1	1	1	2	3
Police Canine Examiner Certification	9	1	YES	Skill	YES	1	1	1	2	3
Police Canine Examiner Course	9	1	YES	Knowledge	YES	1	1	1	2	3
Police Explosives Detection Canine Course	9	1	YES	Skill	YES	1	1	1	2	3
Police Narcotics Detection Canine	9	1	YES	Skill	YES	1	1	1	2	3
Police Article Search/Scent Detection Canine Course	9	1	YES	Skill	YES	1	1	1	2	3
Police Tracking Canine Course	9	1	YES	Skill	YES	1	1	1	2	3
Police Patrol Canine Course	9	1	YES	Skill	YES	1	1	1	2	3
Police Crime Scene and Evidence Specialist Course	9	2	YES	Skill	YES	1	1	1	3	1
General In-Service Course for Police Officers	9	4	YES	Knowledge	YES	1	1	1	1	1
Radar Operator Course	8	1	YES	Knowledge	NO	1	1	3	1	1
Lidar Operator Upgrade Course	7	2	NO	Knowledge	NO	1	1	1	1	1
Basic Crime Prevention Course	6	1	NO	Knowledge	NO	1	1	1	1	1

Values Key:

Required by law	1 = No	5 = Yes			
Supports instructor requirement	1 = No	5 = Yes			
Other courses available	1 = yes	3 = No			
Required for funding	1 = No	3 = Yes			
Last updated	1 = 20+ yrs	2 = 15-19 yrs.	3 = 10-14 yrs	4 = 5-9 yrs.	5 = 0-4 yrs.

** Highlighted courses are recommended to be removed from MPTC course listing as approved courses.

MPTC Online - Not Statutorily Required Courses

Course Name		Last updated?	Relevant Contemporary Topic?	Primarily Knowledge or Skills Based?	Potential for High Liability	Req. by Law?	Supports instructor req?	Other courses available (vendor, association, etc.)?	used and reported to DCJS? (3-Frequently/ 2-Infrequently/ 1- Almost)	Req. for funding?
MPTC "What is De-escalation?" Online Training	14	5	YES	Knowledge	YES	1	1	3	3	1
MPTC ID Procedures Online Training	13	4	YES	Knowledge	YES	1	1	3	3	1

Values Key:

Required by law	1 = No	5 = Yes			
Supports instructor requirement	1 = No	5 = Yes			
Other courses available	1 = yes	3 = No			
Required for funding	1 = No	3 = Yes			
Last updated	1 = 20+ yrs	2 = 15-19 yrs.	3 = 10-14 yrs.	4 = 5-9 yrs.	5 = 0-4 yrs.

NYS Municipal Police Training Council
262nd Meeting
June 7, 2023

Action Item #3

DWI Detection and Standardized Field Sobriety Testing Curriculum - Update

The Office of Public Safety will present to the Council an update to a learning objective in the National Highway Traffic Safety Administration (NHTSA) DWI Detection and Standardized Field Sobriety Testing (SFST) Curriculum (2/2023) that was amended by the Administration. The NHTSA DWI and SFST curriculum is the approved minimum training standard in the Basic Course for Police Officers or equivalent, and Campus Public Safety Officer Course. As a result, any changes to topics, hours or learning objectives require the Council's review and approval.

The objective located in Session 7 changed from "Describe the role of psychophysical and preliminary breath test" to "Describe tasks and decision for Phase Three."

The Office of Public Safety maintains a State of New York Administrator's Guide as an appendix to the NHTSA DWI Detection and Standardized Field Sobriety Testing (SFST) Curriculum. The guide has been updated with strategies to maximize retention of the knowledge and skills required to perform Standardized Field Sobriety Tests. The strategies include using priming materials and conducting SFSTs in the criterion environment of which the skills in the field are performed.

Motion #1:

Adopt the February 2023 edition of the National Highway Safety Administration's DWI Detection Standardized Field Sobriety Testing curriculum as the minimum standard of instruction required for Part 4, Section Q – DWI Detection and Standardized Field Sobriety Testing of the Basic Course for Police Officers or equivalent, and Campus Public Safety Officer Course.

Motion #2:

All employers and academies conducting the Basic Course for Police Officers or equivalent, and Campus Public Safety Officer Course, beginning on or after September 1, 2023, must utilize the newly approved curriculum.

**NYS Municipal Police Training Council
262nd Meeting
June 7, 2023**

Information Item #1

Physical Ability Hiring Standard - Update

The Office of Public Safety will update the Council on the status of the Physical Ability Hiring Standard Project.

**NYS Municipal Police Training Council
262nd Meeting
June 7, 2023**

Information Item #2

Professional Policing Act Mandatory Certification Program

The Office of Public Safety will provide an overview of the Law Enforcement Agency Accreditation Council's mandatory certification process for police agencies to comply with the MPTC's hiring standards and the proposed adoption of the In-Person Death Notification Accreditation Standard.