



Law Enforcement Agency Accreditation Council

124th Law Enforcement Agency Accreditation Council Meeting

September 3, 2020

New York State Division of Criminal Justice Services
80 South Swan Street, Albany, New York 12210

www.criminaljustice.ny.gov



Law Enforcement Agency Accreditation Council

Meeting 124
September 3, 2020
10:00 am

New York State Division of Criminal Justice Services

AGENDA

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| 1. Call to Order, Pledge of Allegiance | <i>Deputy Commissioner Michael Wood</i> |
| 2. Roll Call | <i>Accreditation Unit Staff</i> |
| 3. Introductions | <i>Deputy Commissioner Michael Wood</i> |

ACTION ITEMS

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| 4. Approval of June 2020 Meeting Minutes | <i>Deputy Commissioner Michael Wood</i> |
| 5. Approval of Applications for Accreditation | <i>Deputy Commissioner Michael Wood</i> |
| 1. Schenectady City Police Department | |
| 2. St. Lawrence County Sheriff's Office | |
| 6. Approval of Applications for Reaccreditation | <i>Deputy Commissioner Michael Wood</i> |
| 1. Beacon City Police Department | |
| 2. Cornwall Town Police Department | |
| 3. Eastchester Town Police Department | |
| 4. North Syracuse Village Police Department | |
| 5. Scarsdale Village Police Department | |
| 6. Utica City Police Department | |
| 7. Warren County Sheriff's Office | |
| 8. Waterford Town & Village Police Department | |

7. Approval of Annual Compliance Surveys

Accreditation Unit Staff

Bedford Town Police Department, Brighton Town Police Department, Broome County Sheriff's Office, Centre Island Village Police Department, Chautauqua County Sheriff's Office, Columbia County Sheriff's Office, Guilderland Town Police Department, Johnson City Village Police Department, Lancaster Town Police Department, Madison County Sheriff's Office, Manlius Town Police Department, Mount Pleasant Town Police Department, Niagara Falls City Police Department, Ogden Town Police Department, Onondaga County Sheriff's Office, Ossining Village Police Department, Oswego City Police Department, Oswego County Sheriff's Office, Peekskill City Police Department, Rye City Police Department, Seneca Falls Town Police Department, Southampton Town Police Department, Southampton Village Police Department, Suffolk County Sheriff's Office, Tonawanda Town Police Department, Tuckahoe Village Police Department, West Seneca Town Police Department, Yonkers City Police Department, Yorktown Town Police Department

8. Approval of Extension Request

Deputy Commissioner Michael Wood

- 1. Bethlehem Town Police Department

9. Approval of New Standard, Standard 43.8

Deputy Commissioner Michael Wood

- 1. Standard 43.8 – Health of Persons in Custody – CRITICAL STANDARD

10. Revision to Council Policy

Deputy Commissioner Michael Wood

- 1. Council Policy - "Reaccreditation"

INFORMATIONAL ITEMS

11. Program Updates

Accreditation Unit Staff

- 1. Council Member Appointments
- 2. Remote Delivery of Program Manager and Assessor Trainings
- 3. Remote Assessments
- 4. Status of 2nd Quarter Extensions
- 5. Removal of reference to Civil Rights Law § 50-a in Standard 25.1
- 6. 2021 Meeting Dates: March 4th, June 3rd, September 2nd, December 2nd

NEW BUSINESS

MOTION TO ADJOURN



Minutes of the 123rd Meeting held on June 4th, 2020

1. Call to Order, Pledge of Allegiance

Division of Criminal Justice Services Michael C. Green, Executive Deputy Commissioner called the 123rd meeting of the council to order at 10:00 a.m. on June 4th, 2020. After the Pledge of Allegiance, Executive Deputy Commissioner Green asked for a moment of silence to honor the members of law enforcement and the armed services who have died in the line of duty.

2. Roll Call

COUNCIL MEMBERS PRESENT:

Chief Gregory Austin - Rye Brook Village Police Department
Sergeant Louis Dini – Suffolk County Police Department, PCNY
Sheriff Robert Maciol – Oneida County Sheriff's Office
Mayor Robert Palmieri - City of Utica
Supervisor Edmond Theobald – Town of Manlius
Sheriff Barry Virts – Wayne County Sheriff's Office
Mr. Richard Wells – Police Conference New York
Robert E. Worden, Ph.D. – University at Albany

COUNCIL MEMBERS ABSENT:

Acting Superintendent Keith Corlett – New York State Police
Commissioner James O'Neill - New York City Police Department

OTHER MEETING PARTICIPANTS:

Deputy Superintendent Patrick Regan – New York State Police (*Voting for Superintendent Corlett*)

3. Introductions

DIVISION OF CRIMINAL JUSTICE SERVICES STAFF

Michael C. Green, Executive Deputy Commissioner
Michael Wood, Deputy Commissioner, Office of Public Safety (OPS)
Johanna Sullivan, Director, OPS
Mr. Todd Murray, OPS
Mr. Gabriele Marruso, OPS
Ms. Ashley Onorati, OPS
Mr. Kevin Fairchild, OPS
Ms. Kea Jelliff, OPS
Ms. Natasha Harvin-Locklear, Esq., Office of Legal Services
Mr. Michael Flaherty, Esq., Office of Legal Services
Mr. Brian Garvey, Esq., Office of Legal Services

OTHER GUESTS

Major Brent Gillam – New York State Police

ACTION ITEMS

4. Approval of March 2020 Meeting Minutes

Supervisor Theobald made a motion to adopt the minutes of the March 5, 2020 council meeting. Sheriff Virts seconded the motion. *Motion carried – 9 ayes, 0 nay*

5. Approval of Annual Compliance Surveys

Binghamton City Police Department, Buffalo City Police Department, Cheektowaga Town Police Department, Cicero Town Police Department, Clarkstown Town Police Department, DeWitt Town Police Department, East Rochester Village Police Department, Erie County Sheriff's Office, Geneseo Village Police Department, Harrison Town Police Department, Hudson City Police Department, Huntington Bay Village Police Department, Liverpool Village Police Department, Monroe Village Police Department, New Rochelle City Police Department, New Windsor Town Police Department, Ontario County Sheriff's Office, Quogue Village Police Department, Ramapo Town Police Department, Rensselaer City Police Department, Riverhead Town Police Department, Shelter Island Town Police Department, Stony Point Town Police Department, SUNY Police Albany, SUNY Police Alfred, SUNY Police Buffalo State College, SUNY Police Cobleskill, SUNY Police Oneonta, SUNY Police Potsdam, Tioga County Sheriff's Office, Ulster Town Police Department, Woodbury Town Police Department

Sheriff Maciol made a motion to accept the Annual Compliance Surveys received, and Sergeant Dini seconded the motion. *Motion carried – 9 ayes, 0 nay*

6. COVID-19 Related Extension Approvals for Agencies Scheduled to be Reaccredited 2nd Quarter of 2020

- a. Eastchester Town Police Department
- b. Haverstraw Town Police Department
- c. Old Westbury Village Police Department
- d. Rye Brook Village Police Department
- e. Suffolk County Police Department

Supervisor Theobald made a motion to grant the extensions for the 2nd quarter agencies and Mayor Palmieri seconded the motion. Due to the abstention of Chief Austin on Rye Brook Village PD and Sergeant Dini and Dr. Worden on Suffolk County PD, there was not a quorum for these agencies and will need to be ratified at the September 2020 Council meeting. *Motion carried – 8 ayes, 0 nay*

7. COVID-19 Related Extension Approval for Standard 33.1 – 21 hours of In-Service Training

Gabriele Marruso informed the council that many accredited agencies have expressed concerns in their ability to comply with Standard 33.1 as a result of agency directives, response, social distancing, and staffing shortages related to the ongoing COVID-19 pandemic. In an effort to minimize the impact of the COVID-19 pandemic on accredited agencies and streamline processes for approval, Mr. Marruso is asking the council to temporarily give OPS staff the authority to grant extensions for this standard alone. Extension approvals will provide accredited agencies 6 additional months or until June 1, 2021 to demonstrate and document compliance ensuring all sworn personnel have completed 21 hours of in-service training in accordance with the LEAAC approved Standard 33.1.

Sheriff Maciol made a motion and Mr. Wells seconded the motion.

Motion carried – 9 ayes, 0 nay

INFORMATIONAL ITEMS

8. Program Updates

Council Members:

Gabriele Marruso reported that DCJS is continuing to work to ensure nominations are received and acted upon as quickly as possible for all vacant and holdover council seats. Mr. Marruso also mentioned that they NYPD has designated Chief Theresa Shortell, the Chief of Training as their LEAAC representative moving forward

Remote Delivery of Program Manager and Assessors Trainings:

Mr. Marruso informed the Council that OPS has begun exploring different platforms to conduct and deliver Program Manager and Assessor Trainings Remotely. OPS staff is currently working with consultant instructors to update course materials and coordinate logistics. Accreditation Unit Staff will pilot each course for, Program Managers and Assessors, prior to September's meeting. When discussing the trainings Mr. Marruso noted that the remote course offerings will be live and interactive to allow for questions, comments and feedback.

Remote Assessments:

Mr. Marruso informed the council that in response to the ongoing pandemic and the uncertainty available resources, OPS will be temporarily updating the current procedures for on-site assessments to now include a mix of remote and on-site oversight while conducting assessments by shifting all reaccreditation assessment to Compliance Audits. Compliance Audits require only 1 person on-site for one day to conduct interviews, tour the department and assess property and evidence rooms. Compliance Audits require a minimum of 39 files, consisting of all 19 critical standards and 20 additional standards, be reviewed vs. the total 109 program standards reviewed during a typical reaccreditation assessment.

With the understanding that agencies will have many folders that are not included in their assessment, OPS staff will increase the frequency of off-site 10-file reviews as well as increase the number of files being reviewed from 10 to 30. Frequency of off-site file reviews will be increased from one file review to a minimum of two file reviews within the same 5 year timeframe. Furthermore, initial applications for accreditation typically utilize the same 3 person assessment team as reaccreditation. However, in order to ensure compliance with social distancing protocol and resource allocation, initial assessment teams will be reduced from 3 to 2 members, one of which will be a Team Leader.

On-site commitments will be restricted to the Team Leader and for one day. All 109 files will be reviewed off-site prior to the site-visit. Although we are all faced with the challenge of handling uncertainty moving forward, the integrity of the Accreditation Program remains of the utmost importance.

NEW BUSINESS

None

MOTION TO ADJOURN

There being no other business, Mayor Palmieri made a motion to adjourn the meeting. Chief Austin seconded the motion, which was passed unanimously. The meeting was adjourned at 10:35 am.

The next meeting of the Law Enforcement Accreditation Council is on September 3, 2020 at 10:00 am in Room 118 of the Alfred E. Smith Office building.