

State of Louisiana
Office of the Governor
Louisiana Commission on Law Enforcement
and Administration of Criminal Justice

JOHN BEL EDWARDS
GOVERNOR

JIM CRAFT
EXECUTIVE DIRECTOR



POST MEETING MINUTES
September 18, 2019

A regular meeting of the Louisiana POST Council was held Wednesday, September 18, 2019, at the Hilton Baton Rouge Capital Center, Baton Rouge, LA. Sheriff Prator called the meeting to order.

ROLL CALL

The following members were present (or represented): Chief Barry Bonner, Constable Reggie Brown, Mr. Jim Craft, Mr. John DeRosier, Chief Hal Hutchinson, Mr. Jeff Bergeron (proxy for Attorney General Jeff Landry), Mr. Jay Lemoine, Asst. Chief Jason DiMarco (proxy for Chief Dwayne Munch), Sheriff Steve Prator, and Capt. Mark Richards (proxy for Col. Kevin Reeves).

Guests present: Lt. Brian Rico (Gretna Police Dept.), Lt. Bruce Haney (New Orleans Police Dept.), Loren Lampert (LA District Attorney's Association), Tod Ardoin (3rd Circuit Court of Appeals), Lt. Tedris Smith (Shreveport Police Dept.), Hon. John Belton (3rd JDC District Attorney), Capt. Lafate Elliott Day, Jr. (Lafourche Parish Sheriff's Office), Lt. Avery Leary (Caddo Parish Sheriff's Office), Chief Freddie Peterson (Ringgold Police Dept.), and Hon. Russell Haman (Calcasieu Parish District Attorney).

Staff members present: Bob Wertz, Rebekah Taylor, Briana Blanchard, and Scott Murrell.

APPROVAL OF MINUTES

Mr. Brown made a motion to approve the minutes of the last meeting. After some discussion, Chief Bonner seconded the motion and the motion passed.

CONSENT AGENDA

POST Homicide Investigator Training Waiver Requests – Ratification

Ms. Taylor presented the waiver requests previously approved by the POST Homicide Investigator Training Committee. Chief Bonner made a motion to ratify the approved waiver requests. After some discussion, Asst. Chief DiMarco seconded the motion and the motion passed.

POST Homicide Investigator Training Approval - Ratification

Ms. Taylor presented the Homicide Investigator Trainings previously approved by the POST Homicide Investigator Training Committee: Jefferson Parish Sheriff's Office, Legal & Liability Risk Management Institute, and National Criminal Justice Training Center. Capt. Richardson made a motion to ratify the approved trainings. After some discussion, Mr. Brown seconded the motion and the motion passed.

OLD BUSINESS

2018 POST In-Service Training Deficiency – Revocation Hearing – Herman Williams (Level 1)

Ms. Taylor presented the training deficiencies for Herman Williams. Asst. Chief DiMarco made a motion to revoke Mr. Williams's POST Basic certification. After some discussion, Mr. Brown seconded the motion and the motion passed.

NEW BUSINESS

POST Related Legislation: Act 495 of 2018, Act 294 of 2019, and Act 308 of 2019

Ms. Blanchard and Mr. Wertz presented the POST related legislation to the Council members for update/information only. No action needed on these items.

POST Revocation Hearings – Corey Jackson (Level 1)

Ms. Taylor informed the Council members of Corey Jackson's criminal conviction. Mr. Lemoine made a motion to revoke. After some discussion, Mr. DeRosier seconded the motion and the motion passed.

POST Revocation Hearing Requests

Mr. Lemoine informed the Council members of LARS 40:2405.2. The Council members informed POST Staff if the requests do not fit the statute, the requests are not to be on the Council meeting agenda – only those instances enumerated in statute will be heard by the Council. No action taken on the following agenda items because they do not meet the requirements of the statute:

- a. Khiran Quarles – Level 1
- b. John N. Galman – Level 1
- c. Spencer Sutton – Level 1
- d. Ayona McGilberry – Level 1
- e. Thomas Barrette – Level 1

POST Certification - Voluntary Surrender – Dylan Smith (Level 2 & Level 3)

Ms. Taylor presented the voluntary surrender of certification by Dylan Smith. Chief Bonner made a motion to accept

the voluntary surrender. After some discussion, Mr. Lemoine seconded the motion and the motion passed. Ms. Taylor informed the Council of Dylan Smith's criminal conviction. Chief Bonner made a motion to undo the previous motion to accept. After some discussion, Mr. Brown seconded the motion and the motion passed. Chief Bonner then made a motion to set Mr. Smith's certification for revocation hearing at an upcoming Council meeting. After some discussion, Mr. Lemoine seconded the motion and the motion passed.

POST Basic Certification Reinstatement – Daniel Firmin (Mansura Police Dept.) – Employment Status

Ms. Taylor informed the Council members that Mr. Firmin's employment status was incorrectly reported to the POST Staff and that resulted in revocation. Ms. Taylor requested the Council members reinstate Mr. Firmin's POST Basic certification due to the reporting error. Chief Hutchinson made a motion to reinstate. After some discussion, Mr. DeRosier seconded the motion and the motion passed.

POST Revocation Appeal Hearing – Chief Freddie Peterson (Ringgold Police Dept.)

Chief Peterson appeared to request an appeal of revocation. Mr. Lemoine made a motion to recess the appeal hearing until the POST Staff can gather further information. After some discussion, Chief Bonner seconded the motion and the motion passed.

OTHER BUSINESS

Mr. Lampert addressed the Council members concerning District Attorney's Investigators. Mr. Lampert requested the Council, through its rule making authority, to direct the POST Staff to "treat" District Attorney's Investigators as Part-Time or Reserve in order for them to meet the 01/01/2022 "grandfather" date recently approved by the legislature. Mr. Lampert informed the Council members this request would only apply to those investigators commissioned by a law enforcement agency outside of the District Attorney's office. Mr. Craft responded to Mr. Lampert stating the POST Staff would research the request and report back to the Council at the next meeting.

Mr. Lampert introduced the new LA District Attorney's Association President, Mr. Belton.

Mr. Wertz informed the Council members that the POST Staff has begun a Job Task Analysis, and requested their participation and support.

Sheriff Prator made a call for other business, and none was heard.

Mr. Lemoine made a motion to adjourn the meeting. Mr. Brown seconded the motion and the motion passed.