



## Minnesota Board of Peace Officer Standards and Training

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April 11, 2022

Senator Warren Limmer, Chair, Senate  
Judiciary and Public Safety Finance Policy  
Committee [sen.warren.limmer@senate.mn](mailto:sen.warren.limmer@senate.mn)

Representative Carlos Mariani, Chair, Public  
Safety and Criminal Justice Reform Finance  
and Policy Committee  
[rep.carlos.mariani@house.mn](mailto:rep.carlos.mariani@house.mn)

Senator Ron Latz, Ranking Minority  
Member, Senate Judiciary and Public Safety  
Finance Policy Committee  
[sen.ron.latz@senate.mn](mailto:sen.ron.latz@senate.mn)

Representative Brian Johnson, Ranking  
Minority Member, Public Safety and Criminal  
Justice Reform Finance and Policy  
Committee [rep.brian.johnson@house.mn](mailto:rep.brian.johnson@house.mn)

Ms. Elizabeth Lincoln, Director, Legislative  
Reference Library  
[elizabeth.lincoln@lrl.leg.mn](mailto:elizabeth.lincoln@lrl.leg.mn)

**Subject: Annual Report of summary data collected under Minn. Stat. 626.8457, Subd. 3e.**

Dear Senators, Representatives, Director Lincoln:

*Minnesota Statutes*, section 626.8457, subdivision 3e, requires the board to prepare a report that contains summary data provided under paragraph Minn. Stat. 626.8457 (b). This section further requires the board to post the report on its publicly accessible website and provide a copy to the chairs and ranking minority members of the senate and house of representatives committees and divisions having jurisdiction over criminal justice policy.

I have included the required report for calendar year 2021 in this communication. It is also available on the POST Board website. As you review the information please keep in mind that the reporting requirement under this statute went into effect July 1, 2021. As a result, the data in the report consists of only six months of data, from July 1, 2021 to December 31, 2021.

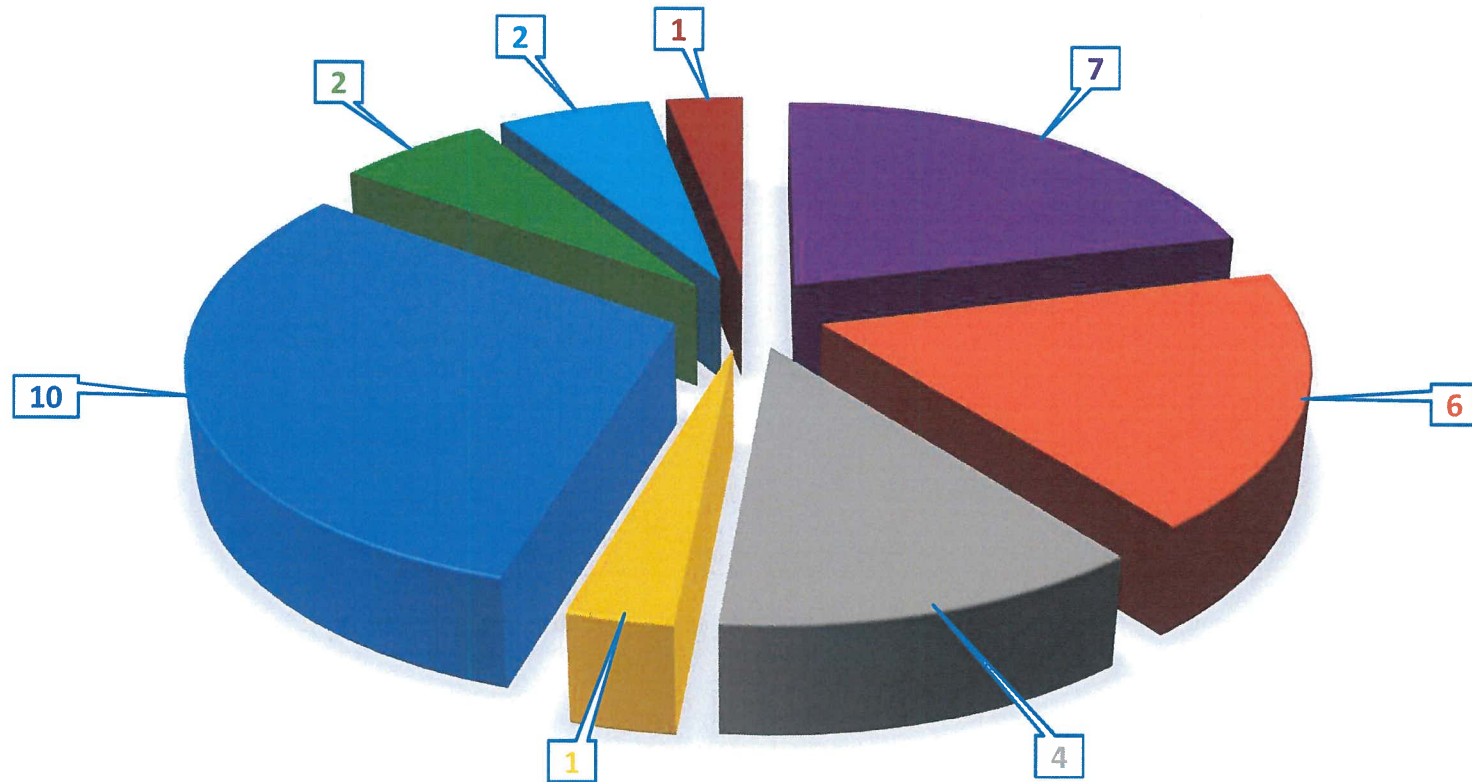
Please do not hesitate to contact me at 651-201-7789 or email [erik.misselt@state.mn.us](mailto:erik.misselt@state.mn.us) with questions or if I can provide further assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Erik Misselt".

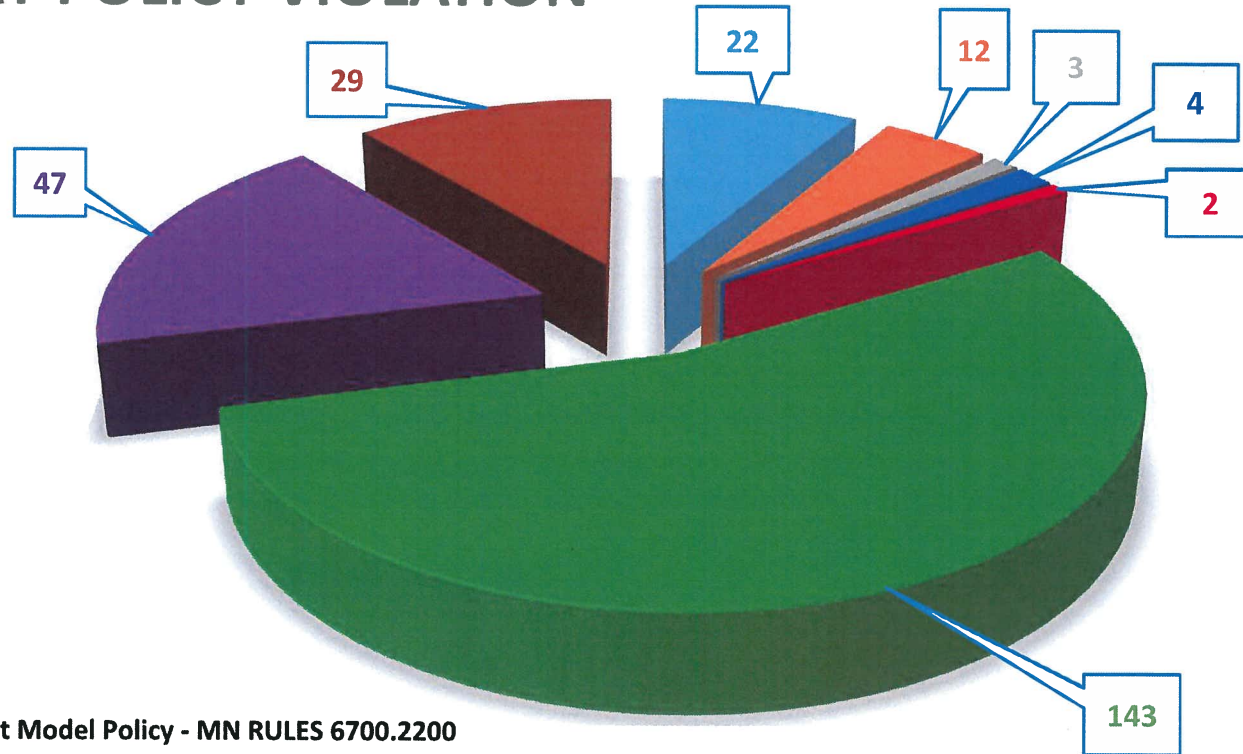
Erik Misselt  
Executive Director

# STANDARDS OF CONDUCT VIOLATION



- Criminal - Any Felony
- Criminal - Any Gross Misdemeanors
- Criminal - Certain Misdemeanors - Assault 5th Degree - 609.224
- Criminal - Certain Misdemeanors - Domestic Assault - 609.2242
- Criminal - Certain Misdemeanors - DWI 4th Degree - 169A.27
- Criminal - Certain Misdemeanors - Misconduct of Public Officer or Employee - 609.43
- Non-Criminal - Sexual Harassment
- Non-Criminal - Violate any POST Board Order

# MANDATORY POLICY VIOLATION



- Allegations of Misconduct Model Policy - MN RULES 6700.2200
- Avoiding Racial Profiling Model Policy - MN STAT 626.8471, subd. 4
- Domestic Abuse Model Policy - MN STAT 629.342
- Investigation of Sexual Assault Model Policy - MN STAT 626.8442
- Portable Recording Systems Adoption - MN STAT 626.8473
- Professional Conduct of Officers (Conduct Unbecoming Model Policy) - MN STAT 626.8457
- Use of Force Model Policy - MN STAT 626.8452, subd. 1, 1a
- Vehicle Pursuit and Emergency Vehicle Operations Model Policy - MN RULES 6700.2700-6700.2704 MN STAT 626.8458, subd. 2

Total of allegations and reports		Reports can contain multiple allegations	
General Category	Number of Reports	Number of Allegations	
Mandatory Policy Violation	168	262	
Standards of Conduct Violation	30	33	

Total by specific type of allegation	
Type of Allegation	Number of Allegations
Allegations of Misconduct Model Policy - MN RULES 6700.2200	22
Avoiding Racial Profiling Model Policy - MN STAT 626.8471, subd. 4	12
Domestic Abuse Model Policy - MN STAT 629.342	3
Investigation of Sexual Assault Model Policy - MN STAT 626.8442	4
Portable Recording Systems Adoption - MN STAT 626.8473	2
Professional Conduct of Officers (Conduct Unbecoming Model Policy) - MN STAT 626.8457	143
Use of Force Model Policy - MN STAT 626.8452, subd. 1, 1a	47
Vehicle Pursuit and Emergency Vehicle Operations Model Policy - MN RULES 6700.2700-6700.2704 MN STAT 626.8458, subd. 2	29

Total by specific type of allegation	
Type of Allegation	Number of Allegations
Criminal - Any Felony	7
Criminal - Any Gross Misdemeanors	6
Criminal - Certain Misdemeanors - Assault 5th Degree - 609.224	4
Criminal - Certain Misdemeanors - Domestic Assault - 609.2242	1
Criminal - Certain Misdemeanors - DWI 4th Degree - 169A.27	10
Criminal - Certain Misdemeanors - Misconduct of Public Officer or Employee - 609.43	2
Non-Criminal - Sexual Harassment	2
Non-Criminal - Violate any POST Board Order	1

<b>Agency findings by general category</b>	<b>This is the agency disposition for each type of</b>	
<b>Agency Disposition</b>	<b>Mandatory Policy Violation</b>	<b>Standards of Conduct Violation</b>
Coaching	2	
Exonerated	38	3
Not Sustained	13	1
Other	2	
Policy Failure	2	
Sustained	47	2
Unfounded	35	3
Pending	125	24

<b>Type of agency discipline by general category</b>	<b>If the allegation is sustained, this is the type of</b>	
<b>Type of Discipline</b>	<b>Mandatory Policy Violation</b>	<b>Standards of Conduct Violation</b>
Discharge	3	
No Discipline	2	
Oral Reprimand	14	
Other	7	1
Suspension	12	1
Written Reprimand	9	
Pending	217	31

Agency findings grouped by specific type of allegation	This describes the various agency dispositions by the type of allegation							
Type of Allegation	Coaching	Exonerated	Not Sustained	Other	Policy Failure	Sustained	Unfounded	Pending
Allegations of Misconduct Model Policy - MN RULES 6700.2200		8	1		1	2	3	8
Avoiding Racial Profiling Model Policy - MN STAT 626.8471, subd. 4		6	1				1	4
Domestic Abuse Model Policy - MN STAT 629.342						2		1
Investigation of Sexual Assault Model Policy - MN STAT 626.8442						2		2
Portable Recording Systems Adoption - MN STAT 626.8473							1	1
Professional Conduct of Officers (Conduct Unbecoming Model Policy) - MN STAT 626.8457	2	17	9	2		14	19	80
Use of Force Model Policy - MN STAT 626.8452, subd. 1, 1a		7	2		1	8	11	18
Vehicle Pursuit and Emergency Vehicle Operations Model Policy - MN RULES 6700.2700-6700.2704 MN STAT 626.8458, subd. 2						19		11
Criminal - Any Felony		1						5
Criminal - Any Gross Misdemeanors								6
Criminal - Certain Misdemeanors - Assault 5th Degree - 609.224							3	1
Criminal - Certain Misdemeanors - Domestic Assault - 609.2242								1
Criminal - Certain Misdemeanors - DWI 4th Degree - 169A.27						1		9
Criminal - Certain Misdemeanors - Misconduct of Public Officer or Employee - 609.43		2						
Non-Criminal - Sexual Harassment						1		1
Non-Criminal - Violate any POST Board Order			1					1

Discipline administered for sustained violations of specific type of allegation	If the allegation is sustained, this is the type of discipline administered by the agency listed by the type of allegation					
	Discharge	No Discipline	Oral Reprimand	Other	Suspension	Written Reprimand
Allegations of Misconduct Model Policy - MN RULES 6700.2200					1	1
Avoiding Racial Profiling Model Policy - MN STAT 626.8471, subd. 4						
Domestic Abuse Model Policy - MN STAT 629.342			1		1	
Investigation of Sexual Assault Model Policy - MN STAT 626.8442				2		
Portable Recording Systems Adoption - MN STAT 626.8473						
Professional Conduct of Officers (Conduct Unbecoming Model Policy) - MN STAT 626.8457	3		2	4	2	3
Use of Force Model Policy - MN STAT 626.8452, subd. 1, 1a		2	1	1	4	
Vehicle Pursuit and Emergency Vehicle Operations Model Policy - MN RULES 6700.2700-6700.2704 MN STAT 626.8458, subd. 2			10		4	5
Criminal - Any Felony						
Criminal - Any Gross Misdemeanors						
Criminal - Certain Misdemeanors - Assault 5th Degree - 609.224						
Criminal - Certain Misdemeanors - Domestic Assault - 609.2242						
Criminal - Certain Misdemeanors - DWI 4th Degree - 169A.27					1	
Criminal - Certain Misdemeanors - Misconduct of Public Officer or Employee - 609.43						
Non-Criminal - Sexual Harassment				1		
Non-Criminal - Violate any POST Board Order						