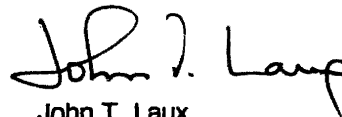


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**BIENNIAL REPORT**  
for the period July 1, 1992 - June 30, 1994  
submitted pursuant to  
Minn. Stat. § 214.07, subd. 1, clauses (a) - (p)

Submitted by:



John T. Laux  
Executive Director

Biennial Report for Fiscal Years 1993-1994  
Minnesota Board of Peace Officer Standards and Training

General statement of the Board's activities pursuant to Clause a

Purpose

The Minnesota Board of Peace Officer Standards and Training (POST Board) was created in 1977 by legislation making Minnesota the first state to license law enforcement officers. Subsequent legislation passed in 1979 provided for the licensing of part-time peace officers as well. The POST Board also licensed constables for several years until the legislature abolished township constabularies in 1985.

The Minnesota Peace Officer Training Board was the current board's predecessor from 1967 until 1977. It regulated the selection of new officers by law enforcement agencies and the basic course to be completed by these officers; however it exercised only a limited authority over advanced training and it had no responsibility for professional standards of conduct.

The POST Board's charge was to foster professionalism in a number of ways. It certifies the post-secondary programs which now prepare students for careers in law enforcement. It prescribes minimum hours of continuing education to be completed by licensed peace officers as a condition for renewal of their licenses. Through administrative rules it sets minimum standards of professional conduct as well as minimum standards for persons entering the profession.

Membership and staff

The POST Board consists of fifteen members with the following representation: nine are active peace officers, two are former peace officers, two are elected officials from small cities outside of the metropolitan area, and two represent the public. Two of the active officers must be sheriffs, at least two must be chiefs of police, one must be a member of the Minnesota Highway Patrol, and the Superintendent of the Bureau of Criminal Apprehension serves as an ex officio member. The Governor appoints the membership to their terms of four years and also names the chairperson.

An Executive Director serves at the pleasure of the Board. A staff of ten employees assists the Executive Director.

Promulgation of administrative rules

The POST Board is authorized to promulgate administrative rules in matters falling under its legislative mandate.

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Minnesota Board of Peace Officer Standards and Training

Licensing of peace officers

The Board's rules require that applicants for peace officer licensing meet prescribed minimum educational, physical and psychological fitness standards. The rules also set out the general content of the post-secondary educational programs which prepare candidates for licensing.

All candidates must pass a licensing test administered by the POST Board. There are two such tests, one for students and the other for persons who have completed basic training in law enforcement and had at least a year of experience in some other state or Federal jurisdiction.

Part-time peace officer licenses are issued to applicants who complete statutory selection standards under the sponsorship of a law enforcement agency that intends to hire them, then pass a licensing test.

Continuing education and reimbursement

Each peace officer must complete at least 48 hours of continuing education within the 3-year period for which he or she is licensed. The courses must be approved either by the POST Board's staff or by certain major providers that have been empowered to certify their own offerings. The staff has been active in promoting regional associations of trainers and has administered a Federal grant in traffic-related training.

The POST Board helps to subsidize continuing education by providing reimbursement to defray part of the costs of local units that provide training for their officers. Funds are provided from a surcharge on fines imposed by local courts. The per officer share varies slightly from year to year depending on the number of officer positions submitted by agencies for reimbursement. This amount was \$335.73 in 1993 and \$328.40 in 1994.

Renewal of licenses

Approximately one third of all licenses are due for renewal on July 1 of each year. Licensees do not need to be currently employed in law enforcement in order to renew their licenses, but most inactive people choose not to renew. There is a restoration process for those who forget to renew the license in time or who later decide to return to law enforcement.

Biennial Report for Fiscal Years 1993-1994  
Minnesota Board of Peace Officer Standards and Training

Revocation of licenses

The POST Board has the authority to revoke a license, but only for a small number of serious reasons. The board's complaint process provides due process for licensees.

The Board does not have jurisdiction over local matters, except that there may be a complaint filed if a local agency has failed to follow its own procedures for dealing with allegations of misconduct by its officers.

Testing

Licensing tests for students are administered six times annually. The test is always offered in the metropolitan area, and it is offered elsewhere when a second site is justified by the demand. Reciprocity and part-time peace officer tests are scheduled by individual appointment and conducted in the Board's office.

Candidates may take a licensing test more than once, but a remedial study program is required after a third failure.

Unauthorized practice of law enforcement

The Board is empowered to take action when an unlicensed person practices law enforcement

Publications

The Board issues publications that are related to its mission, such as a book of learning objectives for post-secondary programs. From time to time it issues other publications, such as one on crimes of bias, that are called for by the legislature or that meet an obvious need. The legislature made use of one of the Board's recent reports to refashion the system of delivery for education in law enforcement.

The Board also sends out a quarterly newsletter, Keeping Posted, and its staff persons write regularly for professional publications.

Employment opportunities

Persons seeking employment can call the peace officer opportunity line, a recorded message service maintained by the Board.

Biennial Report for Fiscal Years 1993-1994  
Minnesota Board of Peace Officer Standards and Training

Approximate number of hours spent by the board's members on board activities during the biennium, pursuant to clause b.

<u>Member</u>	<u>Meeting or activities</u>	<u>FY93</u>	<u>FY94</u>	<u>Total</u>
Ms. Breitbarth	Board Meetings	11.50	5.25	16.75
	Executive Committee	2		2
	Standards Committee	4		4
Mr. Brownell	Board Meetings		7.50	7.50
	Executive Committee		1.25	1.25
	Training Committee		.75	.75
Mr. Campion	Board Meetings	3.75		3.75
	Training Committee	1.25		1.25
Mr. Clark	Board Meetings	3.75	17	20.75
	Standards Committee	1.50	1.50	3
	Training Committee		.50	.50
Mr. Davis	Board Meetings	6.75	21	27.75
	Executive Committee	2.25	3	5.25
	Standards Committee	1	5	6
	Training Committee	1.25		1.25
Ms. Fogarty	Board Meetings	11.50	16.25	27.75
	Executive Committee	3.75	3	6.75
	Standards Committee	4		4
	Training Committee		1.25	1.25
Mr. Gilchrist	Board Meetings		7.50	7.50
	Executive Committee		1.25	1.25
	Training Committee		.50	.50
Ms. Gilliland	Board Meetings	11.50	15.75	27.25
	Standards Committee	2.50	3.75	6.25
	Training Committee	1.25		1.25
Mr. Hirman	Board Meetings	11.50	23.75	35.25
	Executive Committee	2	4.25	6.25
	Standards Committee	1.50	1.50	3
	Training Committee	4	1.25	5.25

Biennial Report for Fiscal Years 1993-1994  
Minnesota Board of Peace Officer Standards and Training

Mr. Knutson	Board Meetings	7.75		7.75
	Standards Committee	2		2
Mr. Lindgren	Board Meetings	11.50	19.75	31.25
	Training Committee	5.25	1.75	7
Ms. Montgomery	Board Meetings	5	19.75	24.75
	Training Committee	3.75	2.25	6
Mr. Nelson	Board Meetings	3.75	20.25	24.00
	Executive Committee		3	3
	Standards Committee		3.75	3.75
	Training Committee	1.25	1	2.25
Mr. Rahinski	Board Meetings		2.50	2.50
Mr. Shields	Board Meetings	2.75		2.75
	Executive Committee	2.25		2.25
	Training Committee	1.50		1.50
Mr. Stanek	Board Meetings	11.50	23.75	35.25
	Executive Committee	3.75	4.25	8
	Training Committee		1	1
Mr. Steininger	Board Meetings	11.50	23.75	35.25
	Executive Committee	4.25	4.25	8.50
	Standards Committee		6	6
	Training Committee	4		4
Ms. Unstad	Board Meetings	8.75	19.75	28.50
	Executive Committee		3	3
	Standards Committee		5	5
	Training Committee	3.75		3.75
Mr. Urquhart	Board Meetings	9.50	17.25	26.75
	Executive Committee	1.50	4.25	5.75
	Standards Committee		2.75	2.75
	Training Committee	4		4
Mr. Waldron	Board Meetings	11.50	20.25	31.75
	Standards Committee	4	6.50	10.50

**Biennial Report for Fiscal Years 1993-1994  
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<b>Mr. Zacharias</b>	<b>Board Meetings</b>	<b>5.75</b>	<b>5.75</b>
	<b>Standards Committee</b>	<b>2</b>	<b>2</b>

<u>Meetings Held</u>	<u>FY93</u>	<u>FY94</u>	<u>Total</u>
Board	4	6	10
Executive Committee	3	2	5
Standards Committee	3	4	7
Training Committee	4	3	7

Biennial Report for Fiscal Years 1993-1994  
Minnesota Board of Peace Officer Standards and Training

Receipt and disbursement of the Board's funds (pursuant to Clause c) \*

	<u>FY 1993</u>	<u>FY 1994</u>	<u>Sum</u>
Total state appropriations	4,151	4,136	8,287
Total non-dedicated fee receipts	79	97	176
Total disbursements	4,129	4,137	8,266

\* All figures are in thousands of dollars.

LAWS of 1992, Ch. 513, Article 3, Section 5  
LAWS of 1993, Ch. 146, Article 2, Section 2



Biennial Report for Fiscal Years 1993-1994  
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Persons who served on the Board during the biennium (pursuant to Clause d)

<u>Name and address of member</u>	<u>Further information about member</u>
Jadelle Breitbarth Law Enforcement Training Center 4900 Viking Drive (Suite 111) Edina, MN 55435	Former law enforcement Appointed January 1990 Resigned from Board, October 1993.
Thomas Brownell Bureau of Criminal Apprehension 1246 University Avenue St. Paul, MN 55104	Acting Superintendent Starting date November, 1993 <u>Ex officio</u> member of Board during tenure
Michael Campion Bureau of Criminal Apprehension 1246 University Avenue St. Paul, MN 55104	Superintendent of BCA Starting date January 1, 1993 Ending date June 23, 1993 <u>Ex officio</u> member of Board during tenure
Eugene J. Clark, Jr. P.O. Box 31 Ogema, MN 56569	Elected official Appointed January 1993 Term ends January 1997
Donald Davis Brooklyn Park Police Department 5400 - 85th Avenue North Brooklyn Park, MN 55443	Chief of police Appointed January 1992 Term ends January 1996
Joy Fogarty 180 Salem Point Road S.W. Rochester, MN 55902	Public member Appointed January 1991 Term ends January 1995
Riley Gilchrist Hennepin Co. Public Defender's Office 317 - 2nd Avenue South Minneapolis, MN 55401	Former law enforcement Appointed January 1994 Term ends January 1998
Barbara Gilliland P.O. Box 136 Dodge Center, MN 55927	Elected local official Appointed January 1991 Term ends January 1993

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Michael Hirman  
Meeker County Sheriff's Dept.  
326 North Ramsey  
Litchfield, MN 55355

Sheriff  
Appointed January 1991  
Term ends January 1995

Duane Knutson  
City Hall (Mayor's Office)  
Fertile, MN 56540

Elected local official  
Appointed January 1985  
Second Term January 1989  
Term ended January 1993

Carl Lindgren  
Route 3, Box 207  
Annandale, MN 55302

Former law enforcement  
Appointed January 1992  
Term ends January 1996

Deborah Montgomery  
Department of Public Safety  
445 Minnesota Street  
NCL Tower, Suite 1000  
St. Paul, MN 55101-2156

Municipal peace officer (St. Paul)  
First appointed January 1984  
Second Term January 1988  
Third Term January 1992  
Term ends January 1996

Gary Nelson  
Otter Tail County Sheriff's Office  
417 S. Court  
Fergus Falls, MN 56537

Sheriff  
Appointed January 1993  
Term ends January 1997

Martin Rahinsky  
Bureau of Criminal Apprehension  
1246 University Avenue  
St. Paul MN 55104

Superintendent of BCA  
Starting date June 24, 1993  
Ending date November 1993  
Ex officio member of Board during  
tenure.

Mark Shields  
Bureau of Criminal Apprehension  
1246 University Avenue  
St. Paul, MN 55104

Superintendent of BCA  
Starting date October 1987  
Ending date December 31, 1992  
Ex officio member of Board during  
tenure

Richard Stanek  
Minneapolis Police Department  
108 City Hall  
Minneapolis, MN 55415

Municipal peace officer (Minneapolis)  
Appointed January 1991  
Term ends January 1999  
Chairperson of Board

Biennial Report for Fiscal Years 1993-1994  
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Thomas Steininger  
Shakopee Police Department  
476 Gorman Street  
Shakopee, MN 55379

Chief of police  
Appointed January 1986  
Second Term January 1990  
Third Term January 1994  
Term ends January 1998

Janice Unstad  
2410 C Upland Lane North  
Plymouth, MN 55447

Public member  
Appointed January 1993  
Term ends January 1997

Kenneth Urquhart  
3489 Hadley Avenue North  
Oakdale, MN 55126

Minnesota State Patrol  
Appointed January 1992  
Term ends January 1996

Dana Waldron  
Virginia Police Department  
City Hall  
Virginia, MN 55792

Municipal peace officer (Virginia)  
Appointed January 1992  
Term ends January 1996

Charles Zacharias  
Ramsey County Sheriff's Dept.  
14 West Kellogg Boulevard  
St. Paul, MN 55102

Sheriff  
Appointed January 1985  
Second term January 1989  
Term ended January 1993

Biennial Report for Fiscal Years 1993-1994  
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Employees (permanent, full-time) of the POST Board during the biennium (pursuant to Clause e)

Name of Employee	Classification and Class Code	Dates of Service
Babler, Deanne	Clerk Typist 3 001929	07-28-93 09-13-94
Bjornberg, Mary	Clerk Typist 2 Clerk Typist 3 000980	08-02-89 02-10-93 02-09-93 present
Carter, William III	Executive Director 008414	06-06-79 09-07-93
Cummings, Ray	Executive Director 008414	01-23-94 06-20-94
Edwards, Constance	Clerk Typist 3 001929	01-17-89 07/93
Erickson, Timothy	Education Coordinator 001826	07-11-89 leave of absence 05/93
Foster, Sandra	Clerk Typist 4 00665	09-12-89 present
Glass, Daniel	Management Analyst 3 (Licensing and Testing Coordinator) 001826	10-15-79 07-30-82 01-04-84 present
Hammrich, Penny	Research Analyst 002251	12-19-90 11/93
Lynch, Jim	Executive 2 (records manager) 000293	12-11-72 01/94
Roy Hatteberg, Stephanie	Management Analyst 3 (student development coordinator) 000892	04-11-90 present
Strand, Margaret	Management analyst 1 (CE Evaluator) 000006	01-04-84 present
Wetzel, George	Standards Coordinator 002030	10-04-89 present

Ms. Bjornberg, Ms. Foster and Ms. Strand worked for other agencies of state government before joining the POST Board's staff.

Mr. Erickson had formerly worked for the POST Board's staff through a contract with the St. Paul Police Department.

**Biennial Report for Fiscal Years 1993-1994  
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In addition to these there was a number of temporary positions filled during the second half of the biennium. Rodney Nyenhuis, David Nordan, Edward Bova and William Henry served as investigators for the Standards Unit. The board also utilized the services of a number of temporary entry-level clerical positions.

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Rules proposed and/or adopted during the biennium (pursuant to Clause f)

The Board adopted a number of changes to its administrative rules (Chapter 6700) in January 1994. These rules related primarily to the supervision of part-time peace officers and addressed areas that had been difficult to regulate due to ambiguity in the law relating to part-time peace officer practice. A hearing regarding these rules was held before an administrative law judge on October 19, 1993, since more than twenty-five signatures were obtained to petition such a hearing. Other rules were passed at the same time which addressed pre-service peace officer education, standards for admission in law enforcement education programs, and standards of conduct.

Biennial Report for Fiscal Years 1993-1994  
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Number of persons licensed as of June 30, 1994 (pursuant to Clause g)

Peace officers	(active)	8202
	(inactive)	736
Part-time peace officers	(active)	685
	(inactive)	367

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Administration of examinations pursuant to clause h. (see next page for further information).

The Peace Officer Licensing Examination was administered at the places and dates indicated below. Other tests were taken by appointment in the POST Board's office.

<u>Location</u>	<u>Date</u>
Twin Cities/Brainerd	August 21, 1992
Twin Cities	September 25, 1992
Twin Cities	October 16, 1992
Twin Cities	December 18, 1992
Twin Cities	February 19, 1993
Twin Cities	March 26, 1993
Twin Cities/ Brainerd	June 18, 1993
Twin Cities/Brainerd	August 17, 1993
Twin Cities	September 17, 1993
Twin Cities	October 29, 1993
Twin Cities	November 19, 1993
Twin Cities	December 30, 1993
Twin Cities	February 18, 1994
Twin Cities	April 15, 1994
Twin Cities/Alexandria	June 24, 1994



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Board examinations pursuant to clauses i, j and k

The POST Board administers the following examinations:

Peace Officer Licensing Examination (POLE) for students who have earned a minimum of a two-year college degree and have completed a clinical skills course. The students are eligible to be licensed for a period of three years following passing the Peace Officer Licensing Examination (POLE). People who become eligible to be a Minnesota peace officer do not apply for their license until they have been hired by a law enforcement agency in Minnesota. This examination has been administered since April 20, 1990.

Eligibility reinstatement for persons whose three years of eligibility for licensure have expired. People who seek eligibility reinstatement now take the Peace Officer Licensing Examination (POLE) in its entirety and upon passage become eligible to be licensed for an additional three years.

Reciprocity test

for persons who are certified peace officers in another state or Federal jurisdiction. Eligibility to take this test is based on a combination of basic training and experience. Passing the test makes the person eligible to be licensed in Minnesota for a period of three years. People who seek reciprocity eligibility reinstatement now take the reciprocity test and upon passage become eligible to be licensed for an additional three years.

Part-time peace officer test for persons who have completed selection and training standards for part-time peace officers under the sponsorship of a law enforcement agency that intends to hire the candidate when he or she has passed the part-time licensing test. This test is increasingly being administered to people who are eligible to take the Peace Officer Licensing Examination, but must wait for the next available test date, and will be hired as a peace officer by the sponsoring agency.

The Peace Officer Licensing Examination is administered a minimum of six times per year. Reciprocity and part-time peace officer tests are scheduled by appointment and administered in POST Board offices.

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Minnesota Board of Peace Officer Standards and Training**

**Non-residents tested**

The following tables indicate the states of residence of non-Minnesotans who took the reciprocity examination and includes those seeking reciprocity reinstatement:

STATE	F.Y.	COMBINED			PASS			FAIL		
		M	F	Total	M	F	Total	M	F	Total
Arizona	1993	3	0	3	3	0	3	0	0	0
	1994	0	0	0	0	0	0	0	0	0
California	1993	7	6	13	7	3	10	2	1	3
	1994	10	1	11	9	0	9	1	1	2
Colorado	1993	6	0	6	4	0	4	2	0	2
	1994	3	0	3	3	0	3	0	0	0
Florida	1993	4	0	4	4	0	4	0	0	0
	1994	8	0	8	7	0	7	1	0	1
Georgia	1993	0	0	0	0	0	0	0	0	0
	1994	2	0	2	2	0	2	0	0	0
Idaho	1993	1	0	1	0	0	0	1	0	1
	1994	0	0	0	0	0	0	0	0	0
Illinois	1993	2	0	2	1	0	1	1	0	1
	1994	10	1	11	6	1	7	4	0	4
Indiana	1993	2	0	2	1	0	1	1	0	1
	1994	2	0	2	1	0	1	1	0	1
Iowa	1993	8	0	8	6	0	6	2	0	2
	1994	5	1	6	4	0	4	2	1	3
Kansas	1993	0	0	0	0	0	0	0	0	0
	1994	2	1	3	2	1	3	0	0	0
Louisiana	1993	2	0	2	1	0	1	1	0	1
	1994	1	0	1	1	0	1	0	0	0

Biennial Report for Fiscal Years 1993-1994  
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STATE	F.Y.	COMBINED			PASS			FAIL		
		M	F	Total	M	F	Total	M	F	Total
Maryland	1993	0	0	0	0	0	0	0	0	0
	1994	1	0	1	1	0	1	0	0	0
Michigan	1993	0	0	0	0	0	0	0	0	0
	1994	2	0	2	2	0	2	0	0	0
Missouri	1993	3	0	3	0	0	0	3	0	3
	1994	3	2	5	2	0	2	1	0	1
Montana	1993	1	0	1	0	0	0	1	0	1
	1994	0	0	0	0	0	0	0	0	0
Nebraska	1993	1	0	1	1	0	1	0	0	0
	1994	3	0	3	2	0	2	1	0	1
Nevada	1993	2	0	2	1	0	1	1	0	1
	1994	1	0	1	1	0	1	0	0	0
N. Hampshire	1993	0	0	0	0	0	0	0	0	0
	1994	1	0	1	1	0	1	0	0	0
N. Jersey	1993	2	0	2	1	0	1	1	0	1
	1994	0	0	0	0	0	0	0	0	0
N. Mexico	1993	1	0	1	1	0	1	0	0	0
	1994	1	0	1	1	0	1	0	0	0
N. York	1993	1	0	1	0	0	0	1	0	1
	1994	4	0	4	2	0	2	2	0	2
North Carolina	1993	2	0	2	2	0	2	0	0	0
	1994	1	0	1	1	0	1	0	0	0
N. Dakota	1993	7	0	7	6	0	6	1	0	1
	1994	8	1	9	7	0	7	1	0	1
Ohio	1993	2	0	2	1	0	1	1	0	1
	1994	0	0	0	0	0	0	0	0	0
Oklahoma	1993	0	0	0	0	0	0	0	0	0
	1994	1	0	1	1	0	1	0	0	0

page 3 for clauses i, j and k

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STATE	F.Y.	COMBINED			PASS			FAIL		
		M	F	Total	M	F	Total	M	F	Total
Pennsylvania	1993	0	0	0	0	0	0	0	0	0
	1994	1	0	1	0	0	0	1	0	1
S. Carolina	1993	0	0	0	0	0	0	0	0	0
	1994	1	0	1	1	0	1	0	0	0
S. Dakota	1993	1	0	1	1	0	1	0	0	0
	1994	1	0	1	1	0	1	0	0	0
Tennessee	1993	2	0	2	1	0	1	1	0	1
	1994	2	0	2	2	0	2	0	0	0
Texas	1993	11	0	11	7	0	7	4	0	4
	1994	6	0	6	6	0	6	0	0	0
Utah	1993	0	0	0	0	0	0	0	0	0
	1994	3	0	3	1	0	1	2	0	2
Virginia	1993	1	0	1	1	0	1	0	0	0
	1994	1	0	1	1	0	1	0	0	0
Washington	1993	2	1	3	1	1	2	1	0	1
	1994	1	0	1	1	0	1	0	0	0
Wisconsin	1993	16	0	16	10	0	10	5	1	6
	1994	8	2	10	5	1	6	3	1	4
Federal Law Enforcement	1993	5	1	6	5	1	6	1	0	1
	1994	3	1	4	3	0	3	0	1	1
BIA	1993	0	0	0	0	0	0	0	0	0
	1994	1	0	1	1	0	1	0	0	0
Unknown	1993	0	0	0	0	0	0	0	0	0
	1994	3	0	3	3	0	3	0	0	0

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<b>PEACE OFFICER LICENSING EXAMINATION / F.Y. 1993</b>									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
No Birthdate	6	2	8	4	2	6	2	0	2
18-25	303	47	350	255	38	293	48	9	57
26-34	195	46	241	170	45	215	25	1	26
35-59	38	34	72	34	34	68	4	0	4
<b>TOTAL</b>	<b>542</b>	<b>129</b>	<b>671</b>	<b>463</b>	<b>119</b>	<b>582</b>	<b>79</b>	<b>10</b>	<b>89</b>

<b>PEACE OFFICER LICENSING EXAMINATION / F.Y. 1994</b>									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
No Birthdate	5	0	5	5	0	5	0	0	0
18-25	446	70	516	389	53	442	57	17	74
26-34	263	47	310	244	45	289	19	2	21
35-59	52	6	58	51	5	56	1	1	2
<b>TOTAL</b>	<b>766</b>	<b>123</b>	<b>889</b>	<b>689</b>	<b>103</b>	<b>792</b>	<b>77</b>	<b>20</b>	<b>97</b>

<b>PEACE OFFICER LICENSING EXAMINATION / COMBINED F.Y. 1993/1994</b>									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
No Birthdate	6	2	8	9	2	11	2	0	2
18-25	749	117	866	644	91	735	105	26	131
26-34	458	93	551	414	90	504	44	3	47
35-59	90	40	130	85	39	124	5	1	6
<b>TOTAL</b>	<b>1303</b>	<b>252</b>	<b>1555</b>	<b>1152</b>	<b>222</b>	<b>1374</b>	<b>156</b>	<b>30</b>	<b>186</b>

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RECIPROCITY LICENSING EXAMINATION / F.Y. 1993									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
Birthdate	0	7	7	0	4	4	0	3	3
18-25	12	0	12	7	0	7	5	0	5
26-34	55	1	56	40	0	40	15	1	16
35-59	28	0	28	19	0	19	9	0	9
TOTAL	95	8	103	66	4	70	29	4	33

RECIPROCITY LICENSING EXAMINATION / F.Y. 1994									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
No Birthdate	0	3	3	0	0	0	0	3	3
18-25	16	0	16	12	0	12	4	0	4
26-34	54	4	58	45	3	48	9	1	10
35-59	31	0	31	24	0	24	7	0	7
TOTAL	101	7	108	81	3	84	20	4	24

RECIPROCITY LICENSING EXAMINATION / COMBINED F.Y. 1993/1994									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
No Birthdate	0	10	10	0	4	4	0	6	6
18-25	28	0	28	19	0	19	9	0	9
26-34	109	5	114	85	3	88	24	2	26
35-59	59	0	59	43	0	43	16	0	16
TOTAL	196	15	211	147	7	154	49	8	57

page 6 clauses i, j and k. Clause l does not apply to this board.

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<b>PART-TIME LICENSING EXAMINATION / F.Y. 1993</b>									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
No Birthdate	3	1	4	3	1	4	0	0	0
18-25	28	1	29	28	1	29	0	0	0
26-34	24	5	29	23	5	28	1	0	1
35-59	17	5	22	14	5	19	3	0	3
60+	0	0	0	0	0	0	0	0	0
<b>TOTAL</b>	<b>72</b>	<b>12</b>	<b>84</b>	<b>68</b>	<b>12</b>	<b>80</b>	<b>4</b>	<b>0</b>	<b>4</b>

<b>PART-TIME LICENSING EXAMINATION / F.Y. 1994</b>									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
No Birthdate	3	2	5	3	2	5	0	0	0
18-25	25	1	26	23	1	24	2	0	2
26-34	25	3	28	23	3	26	2	0	2
35-59	19	10	29	15	7	22	4	3	7
60+	0	0	0	0	0	0	0	0	0
<b>Total</b>	<b>72</b>	<b>16</b>	<b>88</b>	<b>64</b>	<b>13</b>	<b>77</b>	<b>8</b>	<b>3</b>	<b>11</b>

<b>PART-TIME LICENSING EXAMINATION / COMBINED F.Y. 1993/1994</b>									
Ranges of Ages	Number Tested			Number Passing			Number Not Passing		
	M	F	Total	M	F	Total	M	F	Total
No Birthdate	6	3	9	6	3	9	0	0	0
18-25	53	2	55	51	2	53	2	0	2
26-34	49	8	57	46	8	54	3	0	3
35-59	36	15	51	29	12	41	7	3	10
<b>TOTAL</b>	<b>144</b>	<b>28</b>	<b>172</b>	<b>132</b>	<b>25</b>	<b>157</b>	<b>12</b>	<b>3</b>	<b>15</b>

page 7 clauses i, j and k. Clause l does not apply to this board.

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Number of licensees whose licenses were revoked, suspended, or otherwise altered in status pursuant to clause m (see Clause o for a brief statement of the reasons for the actions taken by the Board in these cases).

	FY 1993	FY 1994
Total number of:		
Revocations	3	3
Suspensions	3	2
Settlement Agreements	5	4
Surrender	3	0
Other	0	3 <sup>1</sup>
Cases pending final action.	3 <sup>2</sup>	3 <sup>3</sup>

page 1 clause m

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<sup>1</sup> Cases PB-93092, PB-94002, and PB-94006, monitored for proper training for two years.

<sup>2</sup> Two cases waiting Attorney General opinion, one case appealed to Court of Appeals.

<sup>3</sup> Cases waiting for varying court action.



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Number of complaints and other communications received by the Executive Director, members of the Board, employees, or other persons performing services for the board (pursuant to clause n).

	FY 1993	FY 1994
Total number of:		
Complaints initiated by POST	41 <sup>4</sup>	15
Other complaints	56	35
Complaint presented Complaint Committee.	14	8
Complaints referred to Board	1 <sup>5</sup>	0
Complaint referred for ALJ hearing	1	2

page 1 (only) clause n

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<sup>4</sup> 34 of these cases dealt with lapsed licenses, where it appeared that the licensee was working in violation of the license. It turned out that in all but two cases the licensee was terminated, but POST had not been notified.

<sup>5</sup> Board took action to revoke license **after** ALJ hearing, PB-93081.

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Summary of complaints for which the Board's complaint investigation committee found probable cause to believe that a rule or statute within its jurisdiction had been violated, pursuant to clause o.

Fiscal year 1993.

A. Settlement agreements (total 6)

- |  |   |
|--|---|
| 1. Complaint alleged that CLO hired a part-time officer and failed to provide use of force/deadly force training. The part-time officer used deadly force when not authorized by Minn. Stat. §609.066. | CLO agreed to surrender his license and not practice law enforcement in Minnesota. Part-time officer agreed to surrender his license until he returns to Minnesota to answer committee questions. |
| 2. Complaint alleged that officer was indicted on seven counts. Licensee plead guilty to one count of harassment and one count of theft.   | Licensee entered into settlement agreement where she surrendered her license for revocation.  |
| 3. Complaint alleged licensee was convicted of four felony counts.   | Licensee entered into settlement agreement whereby he surrendered his license for revocation.   |
| 4. Complaint alleges that licensee who was CLO failed to document the minimum selection standards when hiring  | Licensee entered into settlement agreement whereby he surrendered his license for voluntary one week suspension.  |
| 5. Complaint alleges that licensee who was CLO failed to document the minimum selection standards when hiring  | Licensee entered into settlement agreement whereby he surrendered his license for voluntary one week suspension.  |

B. Pre-hearing settlement agreements (total 1)

- |   |   |
|---|---|
| 1. Complain alleged licensee convicted of Criminal Sexual Conduct, Fourth Degree. | Licensee surrendered his license voluntarily rather than be involved in further litigation. |
|---|---|

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- C. Surrender of license (total 7)
- D. Cases pending (total 3)
  - 1. PB-93073 Matter pending appeal of conviction for Misconduct of Public Officer or Employee, Minn Stat. §609.43. Will proceed to ALJ hearing on when appeal is decided.
  - 2. PB-93094 Matter pending an opinion from the Attorney General's staff as to jurisdiction after expungement of record, that occurred before rule change.
  - 3. Pb-93097 Matter pending, appealed to the Court of Appeals on a procedural question.

Fiscal year 1994.

- A. Settlement agreements (total 3)
  - 1. Complaint alleged that CLO failed to provide required training to officers. Licensee entered into settlement agreement to provide copies of training records for two years.
  - 2. Complaint alleged that CLO failed to provide required training to officers. Licensee entered into settlement agreement to provide copies of training records for two years.
  - 3. Complaint alleges that licensee, who is CLO failed to document the minimum selection standards when hiring. Licensee entered into settlement agreement whereby he surrendered his license for voluntary one week suspension.
  - 4. Complaint alleges CLO failed to investigate allegation of misconduct of licensee, as required by policy and Board rule. Licensee entered into settlement agreement whereby he surrendered his license for voluntary one week suspension.
- B. Pre-hearing settlement agreements (total 0)
- C. Surrender of license (total 2)

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**D. Cases pending (total 3)**

1. PB- 94008 and PB-94026 are pending decisions from the Attorney General's staff.

2. PB-94045 and PB-94046 are pending ALJ hearings. The Complaint Investigation Committee has recommended revocation in both cases.

**E. Other**

1. PB-94018 case prosecuted in Hennepin County for Violation of Unauthorized Practice Minn. Stat. §626.863.

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Other objective information (pursuant to Clause p)

Unlike other licensing boards, the POST Board does not issue licenses immediately to persons who pass the Board's examination. They are considered "eligible to be licensed" at this point. The license certificate issues when a law enforcement agency notifies the Board that it has hired one of these eligible persons and that he or she has met all of the selection standards that are prescribed in the Board's rules.

The Board issued 419 peace officer licenses during fiscal year 1993 and another 472 licenses during fiscal year 1994. In comparison, 351 persons gained licenses in fiscal year 1991 and 349 licenses were issued in fiscal 1992. Some of this increase may be attributed to the fact that many agencies hire first time licensees on a part-time basis.

The following table shows the number of persons licensed by gender and by the age groups distinguished in the data on testing.

	FY 1993	FY 1994	TOTAL
Licenses issued to males	363	404	767
Licenses issued to females	56	68	124
Licensees aged under 18 years	0	0	0
Licensees aged 18 to 25 years	201	236	437
Licensees aged 26 to 34	176	189	365
Licensees aged 35 to 59	42	47	89
Licensees aged 60 years or older	0	0	0
Total Licenses issued	419	472	891

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Part-time Peace Officer Licenses

	FY 1993	FY 1994	TOTAL
Licenses issued to males	44	46	90
Licenses issued to females	9	14	23
Licensees aged under 18 years	0	0	0
Licensees aged 18 to 25 years	21	18	39
Licensees aged 26 to 34	11	19	30
Licensees aged 35 to 59	21	22	43
Licensees aged 60 years or older	0	1	1
Total Licenses issued	53	60	113