



# Idaho Sheriffs' Association

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## **General Session Minutes**

Boise Grove Hotel

December 13 & 14, 2017

The meeting was called to order by President Humphries. *Motion to approve the minutes of June 14 and 15, 2017 was made by Sheriff Carter, seconded by Sheriff Sanders. Motion passed*

### **Director's Report-Executive Director Vaughn Killeen**

Complete report was made to BOD. The association is financially very healthy with \$375,000 in the bank. The cushion has allowed ISA to bring in guest speakers. A brief overview of programs ISA manages provided. ISA is seeking VOCA grant funds to enhance the VINE service.

Carl Ericson, ICRMP, spoke about Guardian RFID which is currently used by two agencies for security checks, medication, and inmate movement. Jail inspections reduce liability however there are still issues. Guardian RFID addresses those issues. ICRMP has entered into an agreement to partner with the vendor. Ericson will provide detailed description of agreement in May at the ISA Summer Conference. ICRMP will match dollar for dollar to agencies for their use of the basic RFID Guardian package. Current agencies using the system will receive reimbursement. ICRMP believes this will benefit the members and encourage agencies to use it.

### **Jail Standards Committee-Chair Sheriff Wilde, minutes by Cindy Malm**

The meeting was called to order by Chairman Wilde at 8:15 a.m. Present at the meeting were: Chair Paul Wilde, Cindy Malm, Vaughn Killeen, Mark Cowley, Lance Stutzke, Mike Gunderson, Samuel Hulse, Mike Hollinshead, Greg Berry, Craig Rhom, Jay Heward, Lorin Nielsen, J. Lynn Bowman, James Vincent, Steven Crawford, Perry Grant, Wes Collins, Melissa Davlin, Tad Bybee, Jim Dalley, John Holecek, Joshua Bush, Matt Thomas, Dave Kramer, Brian Bullington, Phil Arzen, Ron Manell, Tyler Morris, Andrea Yoakum, Steve Menendez, Kieran Donahue, Eric S. Snarr, Stephen Bartlett, Scott Johnson, Aaron Shepherd, Doug Giddings, Robert Sobieski, Steve Anderson, George Warrell, Dan Renz, Jason Speer, Matt Bannon, Kelly Wells, Arne Jones, Alvin Winegar, Thad Garner, Bart Quayle, Rick Henry, Jared Willmore, Jason Horrocks, Rene Rodriguez, Stephen Phillips, Jeff Stevens, Cindy Wright, Daryl Wheeler, George Peter, Shaun Gough, Dave Sanders, Len Humphries, Chad Huff, Andy Creech, Ben Wolfinger, Douglas Hughes, Jay Davis, and Tom Carter.

Jay Davis reported on what the Jail Administrator's Association has been doing. He stated they have been working on proposed legislation to amend Idaho Statutes 20-607 and 20-619. They have arranged speakers from Health and Welfare and Veteran's Assistance to speak at their meeting in the afternoon. And, the Board reviewed the proposed changes to the Jail Standards Manual and offered suggestions to the changes.

Paul Wilde stated he has not received any comments or feedback on whether we want to adopt a standard formulary for medications in the jail. He asked the sheriffs and jail administrators to meet with their

medical providers to get their input on the subject. He will send out the formulary one more time and will have a final vote on it at the February meeting.

Cindy Malm reported on the status of the IPREA and PREA audits and the upcoming jail inspections. There are twelve agencies listed to have audits this coming year and she asked those facilities to advise her whether they were planning on a PREA audit or an IPREA audit. Jefferson, Power and Bonner Counties have successfully completed IPREA audits and certificates were issued at the end of the meeting.

Paul Wilde led a discussion on the proposed changes to the Jail Standards Manual. Several changes were suggested to the proposed draft and the following were the decisions to the proposals:

1. 11.09 – Add “dog bites” to this section – agreed to change
2. 20.01 and 20.02 - Work Release Chapter – No change to the proposed draft
3. Add Work Release Chapter to Chapter 6 to avoid duplication – Work Release Chapter to stay as Work Release Chapter.
4. 03.04 – Proposed terminology was “Persons employed in the jail who are not detention deputies shall be limited with working directly with inmates except in exigent circumstances.” There was disagreement with the term “exigent circumstances” and the standard has been tabled for further review, re-write, and a vote will be made on it at the February meeting.
5. 15.11 – Proposal to make it a recommended standard rather than mandatory – All agreed.
6. Chapter 11 – Suggested draft tabled until February meeting.

Chair Wilde explained that Chapter 11 has been a big issue. Chair Wilde and Cindy Malm met with Kate Pape from Ada County to review Chapter 11 and add proposed changes that would include mental health screening which were included in the initial proposal.

Sheriff Wilde, Vaughn Killeen, and Cindy Malm met with the ACLU to discuss the proposed changes in Chapter 11 and the ACLU had some suggestions that they would like to see added.

Chair Wilde sought legal review from ICRMP who asked Hall Angell & Associates to review Chapter 11 and provide legal direction. They sent back some suggestions. Those suggestions will be sent out to the Sheriffs and Jail Administrators for their review and comments. The Jail Standards Committee will vote on Chapter 11 at the February meeting.

Lorin Nielsen moved to approve the proposed jail standards and changes, other than 03.04 and Chapter 11, and Len Humphries seconded. All approved the motion.

Paul Wilde read the list of jails that are recommended to receive a 2017 – 2018 Certificate of Compliance. Daryl Wheeler made a motion to approve the list of jails and Ben Wolfinger seconded the motion. The list was approved. The jails approved to receive a Certificate of Compliance are:

Bingham	Elmore
Power	Jefferson
Bonneville	Caribou
Canyon	Lemhi
Ada	Kootenai
Owyhee	Bonner
Mini-Cassia	Gem

Twin Falls	Adams
Blaine	Boundary
Bannock	Nez Perce
Fremont	Clearwater
Madison	Jerome
Valley	Washington
Latah	Shoshone

Congratulations to Boundary for becoming certified for the first time and Shoshone County for earning back their certification. Chair Wilde stated we will keep working toward certification with the other jails and offered Cindy Malm's and his services if anyone needs them.

Sheriff Ben Wolfinger from Kootenai County updated the Committee on the new construction for the jail addition. They hope to be open by Labor Day.

Kate Pape from Ada County explained what they are doing in Ada County to reduce suicides in their jail and stated they have had a decrease in attempted suicides. A suicide hotline number has been posted in the jail and follow-up is done on all calls that come in. It is another avenue for inmates to take in getting help when they don't want to talk directly to staff.

Tammara Tarvin stated that she is working with Health and Welfare to make posters and decals for all of the jails to use for suicide prevention. She is going to speak to Telmate to find out about adding the hotline as a free call to the inmates.

#### **Western States Sheriffs' Association-Sheriff Wolfinger**

The conference is March 4th-8<sup>th</sup>, 2018 at the Peppermill in Reno. Sheriff Wolfinger is President of WSSA. He is the first Idaho President.

Sheriff Donahue discussed the Man-up Crusade and advised they had a special rifle designed by Paul Brunswick to raffle off at \$50 a ticket to raise money for the Crusade. Only 200 tickets will be sold.

#### **Training Committee-Sheriff Nielsen**

The IDAPA rules have changed, adding one more chief and sheriff to POST in an effort to balance out regional law enforcement from all four regions of the state. The change, if approved by the legislature, goes into effect in July.

Dispatch academy is not complete. The goal is for the majority of training to be taken at the agency on line. Certification of dispatchers will not be required until the program is established.

POST Representatives Sheriffs Nielsen, Gough and Wolfinger discussed concerns with membership. Both Sheriffs' Offices and Police Departments have experienced the same issues. A job task analysis isn't complete after 6 years. ISP Colonel is investigating the situation. Both Sheriffs and Chiefs have been asked to submit issues to be taken to POST to address.

Discussion of reducing the hiring age requirement for some positions. ***Sheriff Donahue motioned to support lowering the minimum age for hiring of detention officer and dispatchers to the age of 18. Sheriff Hollinshead seconded the motion, motion passes. Vaughn Killeen will draft letter to POST.***

IDOC inmate labor are creating heavy blankets to be used on suicidal and/or mental health subjects for calming. Sheriff Donahue advised his agency used the blanket on a 17 years old suicidal subject with success. The goal is to have a heavy blanket in all patrol cars. Those interested in the blanket are urged to contact Kelli Brassfield with IAC. There is no charge for the blankets however IDOC is asking help from communities to purchase the pellets used inside the blankets. Estimated cost for the blanket would be \$125. When a blanket is used on an individual they are then allowed to keep the blanket.

Sheriff Hollinshead advised membership of issues with current police reserve program. Of eight candidates completing it, only four passed. ***Sheriff Goetz made a motion to create a level 1 reserve certification review committee training, Sheriff Carter seconded, motion passed. Motion for Sheriff Hollinshead to chair the committee was made by Sheriff Nielsen, second Sheriff Wolfinger, motion passed.***

#### **Operations Committee-Sheriff Sanders**

- OHV-Sheriff Wolfinger, Grant funds available in April, submit application by the end of March.
- Waterways-Sheriff Bolen, School April 26-May 3 in Boise
- Search and Rescue-Sheriff Collins, submit for what is appropriate, double check your numbers

#### **Elections-Sheriff Humphries**

The BOD recommended to membership that the executive Board Secretary Craig Rowland move to 2<sup>nd</sup> Vice President and Ricky Skiles be nominated for Secretary position. If passed, Executive Board is President Sheriff Donahue, Past President Sheriff Humphries, 1<sup>st</sup> Vice President Sheriff Wolfinger, 2<sup>nd</sup> Vice President Sheriff Rowland, and Secretary Sheriff Skiles. ***Motion to accept the Executive Board recommendation made by Sheriff Wolfinger, seconded by Sheriff Snarr, motion passed. Motion made by Sheriffs Anderson for the board members who are chairs of standing committees to remain board members, seconded by Sheriff Carter, motion passed.***

**Civil School** is May 1, 2, and 3 in Coeur d'Alene. A new Civil School Committee has been authorized by the board consisting of five civil deputies. They will be responsible for school venue, curriculum and coordination working with the executive director. Jefferson County Sgt. Barbara Poole will chair the committee this fiscal year. Contact Vaughn for full committee information.

**Civil Manual** ISA has contracted with a civil attorney to update. Once complete, it will be available on the website.

#### **Legislative-Chair Sheriff Goetz/Lobbyist Mike Kane**

Membership discussed up-coming legislation concerning Sheriffs. A full description of the bills can be found on ISA's website.

- JUSTICE FUND was discussed. The bill is being carried by the Idaho Association of Counties. ISA continues to support the legislation.
- VIDEO/AUDIO RETENTION. This bill is also carried by IAC. ***Motion made by Sheriff Bartlett to support, Sheriff Wolfinger seconded, motion passed.***
- MARSY'S LAW. ***Motion to support made by Sheriff Donahue, seconded by Sheriff Carter, motion passed.***
- JAIL INCARCERATION FEE (ISA bill). ***Motion to raise state incarceration rate to \$75 per day made by Sheriff Wolfinger, Sheriff Donahue seconded, motion approved***
- CIVIL ASSET FORFEITURE. Governor vetoed the bill last session. An amended bill will be presented this legislative session. Membership decided to hold vote until the final draft is available.

- WILKS TRESPASS. *Motion to oppose made by Sheriff Sanders second by Sheriff Gough, motion passed.*
- INMATE INCARCERATION FEE (ISA bill). *Motion to support made by Sheriff Gough, seconded by Sheriff Hollinshead, motion approved.*
- INMATE FEE FOR MEDICAL SERVICES (ISA bill). *Motion to not support this bill made by Sheriff Nielsen, seconded by Sheriff Wolfinger, motion passed.*
- TAX COMMISSION (ISA bill). *Motion to support made by Sheriff Wolfinger, seconded by Sheriff Donahue, motion approved.*
- BAIL ENFORCEMENT AGENT. Membership previously voted to support the bill.
- DUI/DRUG DIVERSION. Legislation allows for Prosecutors to utilize a diversion program to first time offenders of driving under the influence. The voluntary program includes mandatory interlock. When diversion is used the offender cannot be charged with a second offense if they reoffend. Legislation was written by a Prosecutor however IPAA opposes it. Diversion would reduce those in custody for DUIs. The bill is supported by MADD. Some sheriffs said they would prefer the controlled substance language be removed from the bill. Currently there is no draft for review. As a result, *no vote* at this time. Executive Director Killeen to provide more information when available.
- DUI INTERLOCK. It requires mandatory interlock for first time offenses which should reduce recidivism. However, it may eliminate the ability to use 24/7 program. Membership *waiting on final version before taking a position.*
- EXTRA TERRITORIAL PEACE OFFICER POWERS. General consensus is Sheriffs already have ability to cross deputize and enter into MOU's. *Motion to not support this bill was made by Sheriff Nielsen, seconded by Donahue. Motion passed.*
- CONFIDENTIAL REPORTING Sheriffs discussed child abuse going unreported even when it was known for some time, reporting parties were afraid of retaliation by the family. The legislation still provides due process rights, however under certain circumstances the reporting party may be exempt from immediate disclosure. *Motion to support made by Sheriff Nielson, seconded by Wolfinger, motion passed.*
- IDAHO SCHOOL SAFETY BOARD. Legislation proposes to change language on school violence. There was *no vote*, membership waiting for more information.
- SHERIFFS' OFFICES VS DEPARTMENTS. Changes to SO rather than SD throughout. *Motion to support made by Sheriff Hollinshead, seconded by Sheriff Carter, motion passed.*

**Other** Brief discussion on proposal by Sheriff Kaczmarek giving Sheriffs' Office the ability to require deputies to live in their counties.

**Veteran' Outreach-Norma Jaeger** Presentation of services available to veterans. Veterans include anyone who has served in the military. Discussion of putting individuals in Veteran's Court who have serious issues. Presenters advised vets don't need to be arrested to get assistance.

**IDAHO PARKS AND RECREATION**-they discussed their Boating Program and other activities as they relate to coordination with sheriffs.

**Idaho Youth Plates-Jade Rogers** Reminder of the funding available for Sheriffs to apply to youth programs in their counties.

**ILETS/CJIS Update-Dawn Peck** provided an overview of data collection systems used by the feds and state. ISP is moving towards electronic submission of finger prints in sex offender registration. The Live

Scan vendor needs to add a code in order to electronically submit finger prints. ISP will let Sheriffs' Offices know when that is needed.

**Intermountain Donor Services-***W. Marshall, C. Booth* Presentation on preserving organ and tissue donors without effecting evidence preservation when law enforcement is on scene of a death.

**Shooter Response Incidents-***Doug Hart, FBI* Training material was provided to the Sheriffs in the form of a DVD with case studies of various shooting incidents.

*Motion to adjourn made by Sheriff Goetz, seconded by Sheriff Wilde, meeting adjourned.*