**State of Maine**

**Maine Criminal Justice Academy Board of Trustees**

Complaint Review Committee

Minutes of April 19, 2022 Meeting

**MEMBERS PRESENT**

Chief Charles J. Rumsey, IV, Cumberland Police Department, Acting Chair

Kimberly Russell, Citizen Member

Dr. Marie Hansen, Husson University

Francine Stark, Citizen Member

**MEMBERS ABSENT**

Detective Seth Blodgett, Office of the Attorney General, Chair

**STAFF PRESENT**

Andrew Black, AAG, Legal Counsel

Jack Peck, Deputy Director

**CALL TO ORDER**

Acting Chair Rumsey called the meeting to order at 0930.

**APPROVAL OF MINUTES**

The proposed minutes for the CRC Meeting of February 15, 2022, were reviewed and approved by a vote of 2 (Hansen and Stark) in favor, 2 abstained (Rumsey and Russell) and none opposed.

**INFORMAL CONFERENCES**

The CRC voted unanimously to go into executive session pursuant to 1 M.R.S. § 405(6)(F) for the purpose of discussing information pertaining to allegations of certificate holder misconduct, which information and records are expressly made confidential under 25 M.R.S. § 2806-A(10).

The CRC went into executive session at 0933 and held informal conferences in the following cases:

* Case No. 2022-006
* Case No. 2021-014 (certificate holder did not show for conference)
* Case No. 2022-004
* Case No. 2022-005

The CRC recessed for lunch from 1150 to 1230 and held informal conferences in the following cases:

* Case No. 2022-007
* Case No. 2022-008
* Case No. 2022-009
* Case No. 2021-028
* Case No. 2021-020 (certificate holder did not show for conference)

The CRC came out of executive session at 1501.

**CASE RECOMMENDATIONS**

Case No. 2022-006. On a motion by Hansen seconded by Russell, the CRC voted 4-0 to present this case to the Board and recommend that the Board deny this candidate a waiver to attend the Basic Corrections Training Course. The requested waiver was for engaging in conduct on or about 2013 to 2015 constituting the Class B crime of burglary under 17-A M.R.S. § 401(1)(B)(4) and multiple instances of the Class E crime of theft by unauthorized taking or transfer under 17-A M.R.S. § 353(1).

Case No. 2021-014 On a motion by Hansen seconded by Stark, the CRC voted 4-0 to present this case to the Board and recommend that it take no further action against this full-time law enforcement officer for lack of sufficient evidence of conduct constituting a basis for taking disciplinary action.

Case No. 2022-004 On a motion by Hansen seconded by Russell, the CRC voted 4-0 to present this case to the Board and recommend that it grant this candidate for the Basic Law Enforcement Training Program a waiver for engaging in conduct in 2018 constituting the Class D crime of tampering with public records or information under 17-A M.R.S. § 456(1)(A) and issue the candidate a letter of guidance reminding the candidate of the importance of following rules and lawful orders of superiors.

Case No. 2022-005 On a motion by Hansen seconded by Russell, the CRC voted 4-0 to present this case to the Board and recommend that it grant this candidate for the Basic Law Enforcement Training Program a waiver for engaging in conduct in 2001 constituting the Class C crime of unlawful furnishing of a schedule W drug under 17-A M.R.S. § 1106(1-A)(A).

Case No. 2022-007 On a motion by Stark seconded by Russell, the CRC voted 4-0 to present this case to the Board and recommend that it grant this candidate for the Basic Law Enforcement Training Program a waiver for engaging in conduct in 2021 and 2022 constituting the federal crime of possession of a controlled substance under 21 U.S.C. § 844(a), which is punishable by imprisonment of not more than 1 year and/or a minimum fine of $1,000. The CRC also voted to recommend that the Board issue a letter of guidance reminding the candidate of the importance of knowing and following federal law pertaining to controlled substances.

Case No. 2022-008 On a motion by Rumsey seconded by Russell, the CRC voted 4-0 to present this case to the Board and recommend that it take no further action against this full-time law enforcement officer because the alleged conduct did not rise to a level for which discipline should be imposed pursuant to 25 M.R.S.§ 2806-A(5).

Case No. 2022-009 On a motion by Stark seconded by Russell, the CRC voted 4-0 to present this case to the Board and recommend that it grant this candidate for the Basic Law Enforcement Training Program a waiver for engaging in conduct in 2019 constituting the Class B crime of unlawful trafficking of a schedule W drug under 17-A M.R.S. § 1103(1-A)(A) and the Class D crime of unlawful possession of a schedule W drug under 17-A M.R.S. § 1107-A(1)(C) and issue the candidate a letter of guidance reminding the candidate of the importance of obeying the law.

Case No. 2021-028 On a motion by Hansen seconded by Rumsey, the CRC voted 4-0 to present this case to the Board and recommend that it take no further action against this part-time law enforcement officer because the alleged conduct did not constitute conduct for which discipline could be imposed pursuant to 25 M.R.S.§ 2806-A(5).

Case No. 2021-020 On a motion by Rumsey seconded by Russell, the CRC voted 4-0 to present this case to the Board and recommend that it issue a letter of revocation with an opportunity to request a hearing to this corrections officer for engaging in conduct that constitutes the Class D crime of domestic violence assault under 17-A M.R.S. § 207-A(1)(A), which is a basis for imposing discipline pursuant to 25 M.R.S. § 2806-A(5)(F).

**ADJOURN**

There being no further business, on a motion by Hansen seconded by Russell the CRC voted 4-0 to adjourn the meeting at 1515.