



STATE OF NEVADA
COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

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JOE LOMBARDO
Governor

MICHAEL D. SHERLOCK
Executive Director

NOTICE OF PUBLIC MEETING (NRS 241)

NOTICE IS HEREBY GIVEN THAT STARTING AT **2:00 P.M. ON THURSDAY, FEBRUARY 22, 2024**, THE COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING WILL HOLD A PUBLIC COMMENT, WORKSHOP AND REGULARLY SCHEDULED MEETING AT THE **BOULDER CITY HALL, CITY COUNCIL CHAMBERS, 401 CALIFORNIA AVE., BOULDER CITY, NV 89005**

The agenda will include the following items. The Commission, at their discretion, may take items out of order, combine two or more agenda items for consideration, and remove an item from the agenda or delay discussion relating to an item on the agenda at any time. A request to have an item on the agenda heard out of order shall be made to the Commission's secretary prior to the commencement of the meeting. Prior to the commencement or conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual the Commission may refuse to consider public comment. See NRS 233B.126.

I. PUBLIC COMMENT HEARINGS

1. Call to order
2. Roll call of Commission Members
3. Public Comment Hearing on Proposed Regulations LCB File R190-22, R118-23 and R031-23RP1.

THE PURPOSE OF THE HEARING IS TO RECEIVE COMMENTS FROM ALL INTERESTED PERSONS REGARDING THE ADOPTION, AMENDMENT AND REPEAL OF REGULATIONS PERTAINING TO CHAPTER 289 OF THE NEVADA ADMINISTRATIVE CODE (NAC) (THIS PUBLIC COMMENT HEARING HAS BEEN PREVIOUSLY NOTICED AS REQUIRED BY NRS CHAPTER 233B):

TOPICS

- A. **LCB R190-22** – Establish standards for the annual behavioral wellness visit as directed by AB336.
- B. **LCB R118-23** – Establish a new regulation for Category III reciprocity requirements.
- C. **LCB R031-23RP1**-Establish a new regulation for a Command Staff Basic Certificate

II. WORKSHOP

1. Workshop on proposed regulation change.

THE PURPOSE OF THE HEARING IS TO SOLICIT COMMENTS FROM INTERESTED PERSONS ON THE FOLLOWING TOPIC THAT MAY BE ADDRESSED IN FUTURE PROPOSED REGULATIONS (THIS WORKSHOP HAS BEEN PREVIOUSLY NOTICED PURSUANT TO THE REQUIREMENTS OF NRS CHAPTER 233B):

TOPIC

NAC REGULATION

- A. Discussion regarding revisions to NAC 289.200(2) to revise the physical readiness requirement for Category I and II reciprocity requirements.

NAC 289.200(2)

2. **PUBLIC COMMENT.** The Commission may not take action on any matter considered under this item until the matter is specifically included on an agenda as an action item.

III. REGULARLY SCHEDULED MEETING AGENDA ITEMS

1. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**

Approval of minutes from the October 26, 2023, regularly scheduled meeting.

2. **INFORMATION** Executive Director's report.

- a. Training Division
- b. Standards Division
- c. Administration

3. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**

The Commission to discuss and may take possible action to adopt, amend or repeal their regulations as follows:

- A. **LCB R190-22** – Establish standards for the annual behavioral wellness visit as directed by AB336.
- B. **LCB R118-23** – Establish a new regulation for Category III reciprocity requirements.
- C. **LCB R031-23RP1**-Establish a new regulation for a Command Staff Basic Certificate

The Commission to fully consider all written and oral comments received on these proposed regulations before taking any action.

4. **DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.**

Discussion by the Commission to continue the rulemaking process regarding the revision of NAC 289.200(2) to update the physical readiness requirements for Category I and II reciprocity requirements.

5. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Request from the Carson City Department of Alternative Sentencing for an Executive Certificate for their employee Chief Marlina Stone. Possible action may include issuance or denial of the requested Executive Certificate.

6. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Request from the Washoe County Sheriff's Office for an Executive Certificate for their employee Deputy Chief Corey Solferino. Possible action may include issuance or denial of the requested Executive Certificate.

7. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Request from Esmeralda County Sheriff's Office for a 6-month extension past the one-year requirement (NRS 289.550) in order to meet the reciprocity requirements for certification for the following Deputies:

*Deputy Krista Sullivan – Date of Hire January 3, 2023 – extension to June 3, 2024

*Deputy Julian Melendez – Date of Hire January 3, 2023-extension to June 3, 2024

*Deputy Janelle Sanchez – Date of Hire January 13, 2023 - extension to June 13, 2024

Possible action may include approval or denial of the requested extensions.

8. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Request from the Carson City Sheriff's Office for a 6-month extension past the one-year requirement (NRS 289.550) in order to meet the requirements for certification for the following employees:

Deputy Bradley Maffei – Date of Hire April 7, 2023 – extension to October 7, 2024

Deputy Rhys Finnigan – Date of Hire April 7, 2023 – extension to October 7, 2024

Deputy Danielle Sandage – Date of Hire June 29, 2023 – extension to December 29, 2024

Deputy Abraham Arellano – Date of Hire June 30, 2023 – extension to December 30, 2024

Possible action may include approval or denial of the requested extensions.

9. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Request from Storey County Sheriff's Office for a 6-month extension past the one-year requirement (NRS 289.550) to meet the requirements for certification for Assistant Sheriff Matthew Willette, hire date March 13, 2023. If approved, a six-month extension will give Assistant Sheriff Willette until August 13, 2024, to be certified. Possible action may include approval or denial of the requested extensions.

10. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Request from Mesquite Constable's Office for a 6-month extension past the one-year requirement (NRS 289.550) to meet the requirements for certification for Duane Thurston. This extension would give Duane Thurston until June 2, 2024, to be certified. Possible action may include approval or denial of the requested extension. *(This item specifically may be removed from the agenda depending on the outcome of potential local proceedings related to Mr. Thurston's office.)*

11. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Hearing pursuant to NAC 289.290(1)(h) on the revocation of James Christiansen's (currently employed by the Nye County Sheriff's Office) Category III basic certificate based on a conviction of, or entry of a plea of guilty, guilty but mentally ill or nolo contendere to a misdemeanor. The conviction(s) which have led to this action are: **COUNT I: BATTERY (violation of NRS 200.481, a misdemeanor).** Possible action may be revocation of the Category III basic certificate.

12. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Hearing pursuant to NAC 289.290(1)(g) on the revocation of Brian C. Fisher (formerly employed with the Washoe County Sheriff's Office) Category I and III basic certificates based on a conviction of, or entry of a plea of guilty, guilty but mentally ill or nolo contendere to a felony. The conviction(s) which have led to this action are: **COUNT I – COERCION WITH PHYSICAL FORCE OR IMMEDIATE THREAT OF PHYSICAL FORCE – SEXUALLY MOTIVATED, a violation of NRS 207.190.1C and NRS 207.190.2A, a category B Felony.** Possible action may be revocation of the Category I and III basic certificates.

13. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Hearing pursuant to NAC 289.290(1)(i) on the revocation of Caesar Rios (formerly employed with the Henderson Marshal Service) Category I and III basic certificates **based on a Conviction of a misdemeanor crime of domestic violence as defined in 18 U.S.C. § 921(a)(33)**. Possible action may be revocation of the Category I and III basic certificates.

14. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Hearing pursuant to NAC 289.290(1)(g) on the revocation of Caleb M. Rogers (formerly employed with the Las Vegas Metropolitan Police Department) Category I basic certificate based on a conviction of, or entry of a plea of guilty, guilty but mentally ill or nolo contendere to a felony. The conviction(s) which have led to this action are:

Count One: Interference with Commerce by Robbery, a Felony (18 U.S.C §1951)

Count Two: Interference with Commerce by Robbery, a Felony (18 U.S.C §1951)

Count Three: Interference with Commerce by Robbery, a Felony (18 U.S.C §1951)

Count Four: Brandishing a Firearm During and In Relation to a Crime of Violence, a Felony (18 U.S.C § 924(c))

Possible action may be revocation of the Category I basic certificate.

15. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Request from Commissioner Shea to have the Commission decide whether to start the process to revise the language in NAC 289 from state physical fitness examination to POST Physical Readiness Test.

16. PUBLIC COMMENTS

The Commission may not take action on any matter considered under this item until the matter is specifically included on an agenda as an action item.

17. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Schedule upcoming Commission Meeting – possible date of May 2, 2024, at 8:00 a.m.

18. DISCUSSION, PUBLIC COMMENT, AND FOR POSSIBLE ACTION.

Adjournment.

POSTED AT THE FOLLOWING LOCATIONS:

Commission on POST Administrative Office

Carson City, NV 89701

State Library, Archives and Public Records

100 Stewart Street, Carson City

<http://post.nv.gov>

<http://notice.nv.gov>

<http://leg.state.nv.us>

Pursuant to NRS 241.020(2)(c), a copy of supporting materials for the meeting may be obtained by contacting POST Standards Division, at (775) 687-7678, ext. 3335, Commission on Peace Officer Standards and Training at 5587 Wa Pai Shone Avenue, Carson City, Nevada 89701.

NOTE: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Commission on Peace Officer Standards and Training at 5587 Wa Pai Shone Avenue, Carson City, Nevada 89701 or call Kathy Floyd at (775) 687-7678, Ext. 3335, no later than 2 working days prior to the meeting.