

State of Maine
Maine Criminal Justice Academy Board of Trustees

Complaint Review Committee
Minutes of July 10, 2023 Meeting

MEMBERS PRESENT

Chief Charles J. Rumsey, IV, Cumberland Police Department, CRC Chair
Anna Love, Director of Investigations, Office of the Attorney General
Francine Stark, Citizen Member

MEMBERS ABSENT

Kimberly Russell, Citizen Member
Dr. Marie Hansen, Husson University, Educator Member

STAFF PRESENT

Andrew Black, AAG, Legal Counsel
Jack Peck, Executive Director

CALL TO ORDER

Chair Rumsey called the meeting to order at 0905.

APPROVAL OF MINUTES

The proposed minutes for the CRC Meeting of April 20, 2023, were reviewed and on motion by Stark seconded by Love were approved by a vote of 2 in favor and 1 abstained.

INFORMAL CONFERENCES

On a motion by Stark second by Love, 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 0906 and held informal conferences in the following cases:

- Case No. 2023-023
- Case No. 2023-005
- Case No. 2023-009 (Certificate holder did not appear)
- Case No. 2023-020
- Case No. 2021-015
- Case No. 2023-013 (Certificate holder did not appear)
- Case No. 2023-021 (Certificate holder did not appear)

The CRC then discussed open cases.

The CRC came out of executive session at 1408 and voted on case recommendations.

CASE RECOMMENDATIONS

Case No. 2023-023 On a motion by Stark seconded by Love, the CRC voted 3-0 to present this case to the Board and recommend that it grant a waiver to enter the BLETP to this candidate and to issue a letter of guidance for conduct involving unsworn falsification under 17-A M.R.S. § 453(1)(B)(2) by failing to report income in an application for unemployment compensation.

Case No. 2023-010 On a motion by Stark seconded by Love, the CRC voted 3-0 to present this case to the Board and recommend that it grant a waiver to enter the BLETP to this corrections officer for a 2015 conviction under 28-A M.R.S. § 2081(1)(b)(1) for allowing minors to possess alcohol.

Case No. 2023-009 On a motion by Stark seconded by Love, the CRC voted 3-0 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 law enforcement officer for failing to complete mandatory in-service training for 2022 after failing to have done so for 2 prior years, which is a basis for imposing discipline pursuant to 25 M.R.S. § 2806-A(5)(A).

Case No. 2021-015 On a motion by Stark seconded by Love, the CRC voted 3-0 to present this case to the Board and recommend that it offer this corrections officer a consent agreement that would impose a reprimand and 3-year period of probation for pleading guilty pursuant to a deferred disposition of the Class D crime of OUI under 29-A M.R.S. 2411(1-A)(A)(2), which is a basis for imposing discipline pursuant to 25 M.R.S. § 2806-A(5)(E).

Case No. 2023-013 On a motion by Love seconded by Stark, the CRC voted 3-0 to present this case to the Board and recommend that it issue a summary revocation to this corrections officer for being convicted of the Class D crime of OUI under 29-A M.R.S. 2411(1-A)(A)(2), which is a basis for imposing discipline pursuant to 25 M.R.S. § 2806-A(5)(C).

Case No. 2023-021 On a motion by Stark seconded by Love, the CRC voted 3-0 to present this case to the Board and recommend that it take no disciplinary action against this corrections officer, but issue a letter of guidance concerning the treatment of and lack of respect for inmates.

Case No. 2023-022 On a motion by Stark seconded by Love, the CRC voted 3-0 to present this case to the Board and recommend that it issue this part-time law enforcement officer a letter of guidance for violating engaging in a high speed chase in violation of policy.

Case No. 2023-015 On a motion by Love seconded by Stark, the CRC voted 3-0 to present this case to the Board and recommend that it issue a summary revocation to this corrections officer for being convicted of the Class B crime of gross sexual assault under 17-A M.R.S. 253(2)(E), the Class C crime of tampering with a witness under 17-A M.R.S. § 454(1)(B)(1), and the Class D crime of unlawful sexual touching under 17-A M.R.S. § 260(1)(E), which are bases for imposing discipline pursuant to 25 M.R.S. § 2806-A(5)(C).

Case No. 2023-016 On a motion by Stark seconded by Love, the CRC voted 3-0 to present this case to the Board and recommend that it take no further action against this corrections officer pertaining to his admission that he passed notes to an inmate.

Case No. 2022-043 On a motion by Stark seconded by Love, the CRC voted 3-0 to present this case to the Board and recommend that it issue a letter of guidance to this full-time law enforcement officer for having possessed a short-barreled rifle and having manufactured a silencer for a firearm without a permit, each of which constitutes criminal conduct under federal law.

ADJOURN

There being no further business, on a motion by Love seconded by Stark, the CRC voted 3-0 to adjourn at 1433.