

**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.