

RECORD OF PUBLIC COMMENTS RECEIVED DEALING WITH PROPOSED CHANGES IN TITLE 13, PART 6, CHAPTER 85, OF THE ALASKA ADMINISTRATIVE CODE, RELATING TO MINIMUM STANDARDS FOR POLICE, PROBATION, PAROLE, CORRECTIONAL AND MUNICIPAL CORRECTIONAL OFFICERS

DATE: MAY 10, 2016

Note: To conserve paper, only the sections or subsections that received comment are included.

Proposed Regulation	Written Comments Received From	Summary of Comments	Agency Decision After Review of Comments
AAC 85.010(a)(1)	John Eberhart Mayor - Fairbanks	Request that the change to be a US citizen only, does not get approved. Wants it left the way it currently is, in order to have foreign applicants to apply.	
AAC 85.010(a)(4)	Jesse Davis, Chief AAPF	Suggested a higher level of education (i.e. college) in lieu of high school. For older generations applying for a job, it may be harder for them to obtain high school diplomas/transcripts. Also, being an accredited home school is no guarantee of the quality of the education. Suggested removing "accredited".	
AAC 85.010(a)(4)	John Rockwell Public	I oppose the changes and urge you to remove the discriminatory language requiring a "state accredited" diploma from the proposal. Parents intending to homeschool their children are not required to register with the state or their local school district. Additionally, there are no requirements to notify, seek approval, test, file forms, or have any teacher qualifications. Alaska Stat. §14.30.010(b)(12).	
AAC 85.010(a)(4)	Nick Adkins Public	Please remove the discriminatory language requiring a "state accredited" diploma	
AAC 85.010(a)(4)	Jaimie Maly Public	I am NOT in favor of the proposed diploma requirement. Many homeschool graduates would do an outstanding job serving the citizens of Alaska as police officers.	
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	Received From		
AAC 85.010(a)(4)	Diane Warta Public	By including language requiring a "state accredited diploma" or a diploma "certified by a state or local school district" you are excluding Alaska students who have been legally home schooled in a family school which by state law had been granted a "legal exemption from compulsory public education".	
AAC 85.010(a)(4)	Tejas Public	Homeschool diplomas are accepted by everyone but not the police. This will just make it so any homeschooler that wants to become an Alaskan police officer doesn't. Please don't exclude homeschoolers. Fix your regulations.	
AAC 85.010(a)(4)	Pam Castenholz Public	I'm concerned specifically about the statement that requires a potential candidate to have an accredited high school degree. I am opposed to this because the leaves out many homeschool students. Please reconsider your position and rewrite the proposed policy.	
AAC 85.010(a)(4)	Michael Chambers Public	Please stop this change or revise the proposed code to ensure independent homeschoolers are allowed to be police officers. The current proposal would seemingly exclude independent homeschoolers from Alaska police careers, without them having to go through additional work of getting a GED.	
AAC 85.010(a)(4)	Tim Abbott Public	Remove the discriminatory language requiring a "state accredited" diploma from the proposal.	
AAC 85.010(a)(4)	Holly Szlarz Public	Please remove the discriminatory language requiring a "state accredited" diploma from the proposal.	
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AAC 85.010(a)(4)	Sydney Wetzel	I urge you to leave the language as is with regard to high school	

	Public	qualifications. The new language would discriminate against homeschoolers	
AAC 85.010(a)(4)	Shelly Hughes Public	I urge you to remove the language requiring a "state accredited" or a diploma "certified by a state or...".	
AAC 85.010(a)(4)	Daniel Beasley Public	Homeschool graduates should be eligible to serve as police officers on the same basis as other high school graduates. Two alternatives: "(4) has a high school diploma, has completed a high school program of education under AS § 14.30.010(b), or has passed a General Educational Development (GED) test." "(4) has a high school diploma, including a homeschool diploma, or its equivalent, or has passed a General Educational Development (GED) test." or (4) has a high school diploma, has completed a secondary school education setting that is treated as a homeschool or private school under state law, or passed a General Educational Development (GED) test.	
AAC 85.010(b)(4)(B)	Rick Moore Public	Support for the changes.	
AAC 85.010(b)(4)(B)	Cynthia Moore Public	Support for the changes.	
AAC 85.010(b)(4)(B)	Mark Kraft Public	Support for the changes.	
AAC 85.010(b)(4)(B)	Larry O'Kelley Public	I am appalled at the idea we may relax any standards in which we screen potential police officers. "The council's logic was there are situations in a person's life where they get injured or hurt and they have access to a spouse's or a friend's pain medications, and they take it. Eight years later, they apply for a police position, or a corrections position, and they've been excluded because of that".	
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AAC 85.010 (b)(4)(B)	Kevin Fryslie APD	I would like to amend the proposed revision to include the following: (B) within the five [TEN] years before the date of hire, has illegally used a controlled substance, as defined by Federal Drug Schedules I, II, and/or III , other than marijuana, unless the person was under the age of 21 at the time of using the controlled substance or an exigent circumstance existed to justify the use of a controlled substance not specifically prescribed to the person. The purpose of defining a controlled substance as substances controlled by Federal Drug Schedules I, II, and/or III, is that there are several prescription drugs that have low potential for abuse and low risk of dependence, such as Ambien [Schedule IV] and other prescribed medications.	
AAC 85.010 (b)(4)(B)	Mark Kraft Public	I feel this is an important change to the current regulations as it maintains a high standard for persons seeking employment in law enforcement, but allows the hiring agencies to exercise some measure of discretion under certain circumstances.	
AAC 85.010 (c)(6)	Jesse Davis, Chief AAPF	There is no definitive pass/fail in a psychological exam. The psychologist report states the results of testing and interview with levels of concern, but it is up to the department to weigh that against all the other information obtained from polygraph, backgrounds, interviews, etc. The psychologist does not determine pass/fail of an applicant.	

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AAC 85.020

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AAC 85.040

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AAC 85.050(b)	John Eberhart Public	Suggest adding Community Oriented Policing in view of the President's Task Force on 21st Century Policing.	
AAC 85.050	Kevin Spadofora APD	<p><u>Armed Flyer</u>- APD rarely fly armed, training that would be outside the scope of a basic police officer; <u>Bloodborne Pathogens</u>- APD provides 1 hour of training with 1st Aid/CPR-to increase it is unreasonable; <u>Crimes Against Children</u>- APD provides 4 hours- to increase is excessive-unless as a specialist; <u>Sex Crimes/Human Trafficking</u>- APD provides 5 hours of training on SA & 1 hour of HT-to increase is excessive-unless as a specialist; <u>Criminal Justice System/Criminal Law/Search & Seizure</u>- APD provides 27- to increase is excessive ; <u>Crime Scene Investigation</u> - APD provides 16-to increase is excessive; <u>Cultural Diversity</u>- APD provides 4-5 hours- to increase is excessive; <u>Disability awareness/Emotionally disturbed people</u>- "Emotionally disturbed people" is an extremely outdated and inappropriate term to describe any portion of our society, better articulated as Mental Health, intellectual, developmental and physical disability awareness, APD provides 40 hours; <u>Electronic evidence and identify theft</u>- APD provides 4 hours-to increase is excessive; <u>Ethics</u>- Repeat of Blue Courage?; <u>Shotgun</u>- We would recommend using the term "long gun" instead of Shotgun; <u>Hazardous Materials</u>- APD provides 1-2 hours-to increase is excessive; <u>Juvenile Procedures</u>- APD does not currently separate out specifically "juvenile procedures"- it is covered in various training topics; <u>Social Media</u>- this should be covered under Ethics. If the APSC regulations were added to our current Academy it would increase our 920-hour Academy to</p>	

		approximately 1131 hours (an addition of 211 hours).	
AAC 85.050	LeBlanc AST-ALET	<u>Controlled Substance</u> - add more hours; <u>Crimes Against Children</u> - less hours needed- not an area a new officer handles right away- more specialized; <u>Sex Crimes/Human Trafficking</u> - DPS provides 8 hours- not an area a new officer handles right away- more specialized; <u>Disability Awareness</u> - less hours; <u>Emotional Survival</u> - less hours; <u>Haz Mat</u> - area seldom dealt with by police-handled by fire dept-training not needed.	
AAC 85.050	Miller AST-ALET	<u>Bloodborne Path</u> - decrease to 2 hours; <u>Sex Crimes/Human Trafficking</u> - decrease to 8 hours; <u>Cultural Diversity</u> - change title to Community Oriented Policing and include Professional Police Communications-total 16 hours; <u>Disability Awareness</u> - instrucion on this included in other DPS topics; <u>DUI</u> - appropriate amount with drugged driving and mj; <u>Juvenile Procedures</u> - 4 hours is good; <u>Prof Comms</u> - same as Cult Div comment; <u>Social Media</u> - decrease to 4 hours; <u>Traffic Law</u> - increase to 40 hours.	
AAC 85.050	Sims AST-ALET	<u>Crimes Against Children</u> - already cover in other topics; <u>Sex Crimes</u> - instruct 16 hours now- not an area a new officer handles right away; <u>Cultural Diversity</u> - can be included with other topics; <u>Disability Awareness</u> - can be included with other topics; <u>HazMat</u> - decrease to 3-4 hours- handled by fire dept; <u>Juvenile Proc</u> - a bit much; It seems like with some of these they are trying to get too specific.	
AAC 85.050	Spitzer AST-ALET	<u>Armed Flyer</u> - increase to 3 hours; <u>Disability Awareness</u> - covered in CIT- but may need the 8 hours for this; <u>Emotionally Disturbed</u> - called CIT at academy-can combine the 2 classes for 16 hours;	

		<p><u>Handgun Practical</u>- increase to 40 hours; <u>Shotgun Practical</u>- increase to 24 hours; <u>Shotgun low light</u>- need flashlight forends if tasching; <u>Police Tools</u>- Radar would use this time up; <u>Prof Comms</u>- good with increase from 8.</p>	
AAC 85.050	<p>Viator AST-ALET</p>	<p><u>Cultural Diversity</u>- can be covered in 2-4 hours-8 is excessive; I'm amazed that there is no Health/Fitness/Nutrition required training. A large number of officer related deaths each year are due to poor health. It's part of our OPM so it should be required training.</p>	

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AAC 85.060(a)(4)	John Eberhart Public	Suggest adding Community Oriented Policing in view of the President's Task Force on 21st Century Policing.	
AAC 85.060(a)(4)	Jesse Davis, Chief AAPF	I do not believe that Blue Courage should be a mandated class. It is merely one product among many.	

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AAC 85.090(d)	Jesse Davis, Chief AAPF	This requirement is vague. It should require an allegation in which the department or other agency has initiated a formal investigation. I suggest that departments should make that determination first and then notify the council of those more serious allegations; departments also need to know which offenses the council would consider revocation-level offenses.	

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AAC 85.100

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AAC 85.110

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AAC 85.120