

**MINUTES OF THE
PEACE OFFICER STANDARDS
AND TRAINING BOARD
BCI MAIN CONFERENCE ROOM
BISMARCK, NORTH DAKOTA
OCTOBER 7, 2020**

MEMBERS PRESENT

Jesse Jahner
Lyn James
Dan Haugen
Jason Ziegler
Joe Cianni
John Klug
Erik Dietrich
Tom Falk

MEMBERS ABSENT

Paul Lies

GUESTS

Christian Ortega

LEGAL COUNSEL

Mike Mahoney

ADMINISTRATIVE STAFF

Monica Sebastian
Duane Stanley

Chairman John Klug called the meeting to order at 1:00 p.m. Duane Stanley took the roll. All members were present except Paul Lies. It should be noted that Jesse Jahner, Lyn James, Joe Cianni, Erik Dietrich and Tom Falk were present through Teams.

POST Board Hearing – Alexandria Brumitt (20-008) 1:01 p.m.

On August 6, 2020, the ND POST Board received a termination form and supporting documentation from the UND Police Department regarding Alexandria Brumitt.

On the termination report it stated that Brumitt was terminated for violation of department policy 340, standards of conduct.

Brumitt was attending Lake Region State College Law Enforcement (LE) Academy on a limited license through UND PD. While in the LE Academy, allegations of misconduct were made against Brumitt, which included multiple incidents involving driving under the influence and delivering alcohol to an individual under twenty-one years of age. She also showed her UND PD identification card where they ordered food and drinks and identified herself as law enforcement and requested a law enforcement discount.

During the investigation and interviews with Brumitt, it was determined that Brumitt lied during the investigation regarding her driving under the influence.

Chairman Klug provided an opening statement regarding the hearing and then proceeded to swear in UND Police Officer Christian Ortega. POST Board Legal Counsel Mahoney questioned Officer Ortega in regards to the internal investigation conducted on Alixandria Brumitt

Motion

Dan Haugen made a motion that Alexandria Brumitt did violate the Peace Officer Code of Conduct specifically 109-02-05-01(4e) and that Brumitt's conduct has a direct bearing on her ability to perform peace officer duties. Jason Ziegler seconded the motion. All in favor, motion carried.

Motion

Dan Haugen made a motion to start adverse action in accordance with NDCC 12-63-12. Jason Ziegler seconded the motion. All in favor, motion carried.

There was discussion by board members regarding a possible sanction of Brumitt's peace officer license. Board members discussed revocation.

Motion

Dan Haugen made a motion to revoke Brumitt's Peace Officer Limited License effective October 7, 2020. Jesse Jahner seconded the motion. All in favor, motion carried.

POST Board Hearing – Ryan Welsh (20-007) 1:19 p.m.

It should be noted that Trey Skager joined the meeting via teams at 1:24 p.m.

The ND POST Board received communication from Sheriff Trey Skager that on July 10, 2020, Ryan Welsh was accused of committing the offenses of domestic violence, bodily injury and unlawful imprisonment.

On July 29, 2020, Welsh, the victim (Jane Doe) and two other individuals were at a house in Douglas, ND, which is in Ward County. Doe and Welsh previously dated making Doe a family or household member of Welsh. Doe stated that approximately around 1 a.m. on July 10, 2020, she was tired and went to lay down in the bedroom. Someone came into the room and laid down next to her. She discovered that it was Welsh laying next to her. Doe tried to get up off the bed and Welsh grabbed her, keeping her from getting up. Welsh stated he wanted to talk to her. Doe stated she tried getting up off the bed for approximately five minutes. The two other occupants of the house, who were sitting in the living room at the time, heard what sounded like Doe yelling, and went into the bedroom to investigate. When entering the bedroom and turning on the light, the occupant observed Doe lying on her right side and Welsh was behind her (spooning) with his arms around her. Doe broke free from Welsh's grip and stood up. Doe stated that Welsh picked her up or shoved her onto the bed (the mattress was on the floor) and Welsh then left the residence shortly after that.

The next day Doe took pictures of bruises that she sustained to her arms from Welsh restraining her. The bruises resembled finger marks on the triceps area on both of Doe's arms.

Chairman Klug provided an opening statement and explained the charges that have been filed against Mr. Welsh.

Motion

Dan Haugen made a motion that Ryan Welsh did violate the Peace Officer Code of Conduct specifically 109-02-05-01(4c) and that Welsh's conduct has a direct bearing on his ability to perform peace officer duties. Jason Ziegler seconded the motion. All in favor, motion carried.

Motion

Dan Haugen made a motion to start adverse action in accordance with NDCC 12-63-12. Jason Ziegler seconded the motion. All in favor, motion carried.

Motion

Dan Haugen made a motion to suspend Ryan Welsh's license until Mr. Welsh's criminal case is adjudicated and then revisit the matter. Jesse Jahner seconded the motion. All in favor, motion carried.

Reserve Officer Sub Committee Report and Legislation

Jesse Jahner summarized to the Board what had been talked about at the two previous reserve officer subcommittee meetings. Mike Mahoney provided the Board a draft to review of proposed bill language regarding 12-63-03 and 12-63-02.3. The Board provided input on the draft.

Motion

Jesse Jahner made a motion to take out number five on the drafted bill and have Mike Mahoney draft bill language to remove subsection two in N.D.C.C.§12-63-03 and reflect discussed changes to N.D.C.C.§12-63-02.3. Jason Ziegler seconded the motion. All in favor, motion carried.

Motion

At 1:58 p.m., Joe Cianni made motion to adjourn. Jason Ziegler seconded the motion. All in favor, meeting adjourned.