

OSHP Mission Review Task Force
April 7, 2010
9:00 a.m. – 11:30 a.m.
Meeting Minutes
Corrected

Attendance:

Task Force Members:

Peter Tobin, Superintendent, BCI & I
James Foltz, Trooper, Ohio State Highway Patrol
Michael McCann, Chief of Staff, Ohio Department of Public Safety
Senator Steve Buehrer, Ohio Senate
John Peach, Ohio Association of Chiefs of Police
Colonel Dave Dicken, OSHP
Tom Charles, Inspector General
Larry Long, County Commissioners' Association
Brian Newbacher, AAA
Larry Davis, Ohio Trucking Association
Robert Cornwell, Buckeye State Sheriffs' Association
Representative Bill Batchelder, Ohio House of Representatives

Eva Clarke for Representative Connie Pillich
Tim Lynch for Senator Tom Patton
Jason Pappas for Mark Drum, FOP

Other Attendees:

Todd Dieffenderfer, Attorney General's Office
Jeff Clark, Attorney General's Office
Chief Keith C. Torbet, Wauseon Police Department
Ivan Teets, OSHP Retired
John Boster, OSHP Retired
Walter F. Liddle, OSHP Retired
Howard E. Shearer, OSHP Retired
Richard H. Collins, OSHP Retired
James Spurrier, OSHP Retired
Charles E. Linek, OSHP Retired
Lou Gliozzi, OSHP Retired
Debbie Gliozzi
William Fieger, OSHP Retired
Tom Rice, OSHP Retired
JP Allen, OSHP Retired
David D. Sturtz, OSHP Retired
C. R. Auckerman, OSHP Retired
Ginny Fogt, OSHP Retired
Paul McClellan, OSHP Retired
Bill Costas, OSHP Retired

Donna Braxton, OACP
Richard Nelson, OSHP Retired
Arnie Schropp, Inspector General's Office
Matt Kardi, Ohio Attorney General's Office
Jay Smith, FOP
Rick Downey, Ohio Court of Claims
Larry J. Jackson, Ohio Court of Claims
Randy Ludlow, Columbus Dispatch
Matt Browning, 610 WTVN
Smokey Everett, United States Secret Service
McKenzie Davis, The Success Group
Chief Tom Streicher, Cincinnati Police Department
Krut D. Byrd, Cincinnati Police Department
John Luetz, County Commissions Association
Kim Wheeler, Ohio Senate
Mike Toman, Buckeye State Sheriffs' Association
Walter L. Davis, Delaware County Sheriff
Jim Karnes, Franklin County Sheriff
Tim Zimmerly Holmes County Sheriff
Richard Haun, Holmes County Sheriff's Office
E. Wayne Risner, Ashland County Sheriff
Terry Lyons, Erie County Sheriff
Phil R. Stammiti, Lorain County Sheriff
Ronny Shawber, Crawford County Sheriff
Mike Heldman, Hancock County Sheriff
Mike Hetzer, Wyandot County Sheriff
Captain Paul Pride, OSHP
Michael McCauley, Guernsey County Sheriff
Timothy L. Rogers, Coshocton County Sheriff
Neil Hassinger, Medina County Sheriff
Jeff Grey, Mercer County Sheriff
Steven R. Brenneman, Morrow County Sheriff
Rocky Nelson, Union County Sheriff
Richard Henderson, Pike County Sheriff
George W. Lavender, Jr., Ross County Sheriff
Jeff Lawless, Lawrence County Sheriff
Al Solomon, Auglaize County Sheriff
Keith Everhart, Hardin County Sheriff
Brent Emmons Champaign County Sheriff
Andy Smith, Logan County Sheriff
Randy Thorp, Licking County Sheriff
Joe Myers, Harrison County Sheriff
Tim Bailey, Marion County Sheriff
Walt Wilson, Tuscarawas County Sheriff
Dave Doak, Portage County Sheriff
Shel Senek, OSHP Retirees' Association
Chief Steve Bailey, Miami Township Police Department
Ken Bell, Gahanna Police Department

E. Siweira, OSTA
Gary Bryant, OSHP Retired
Vernon Stanforth, Buckeye State Sheriffs' Association
Judy Fransen, Buckeye State Sheriffs' Association
Dick Curtis, OSHP Retired
Chief Nick Thompson, Hillsboro Police Department
Dwight E. Radcliff, Pickaway County Sheriff
Richard Dunn
S/Lt. Ken Kocab, OSHP
Sgt. Max Norris, OSHP
Jeff Grayson, OSHP
Lt. Colonel Peyton Watts, OSHP
Josh Swindell, OSHP
Major Dan Kolcum, OSHP
Lindsay Komlanc, ODPS
Michael Weinman, ODPS
Maria Clark, ODPS
Jeff Kasler, ODPS

Welcome and Introductions

Chairman Tobin asked for a moment of silence in remembrance of two police officers who lost their lives in the line of duty. The first is Tom Patton, Cleveland Heights Police Department, son of Senator Tom Patton and James Kerstetter, Elyria Police Department.

Chairman Tobin asked the task force members to introduce themselves.

Old Business

Chairman Tobin asked for a motion to approve the minutes from the last meeting. Bob Cornwell so moved and Jim Foltz seconded. All task force members were in favor.

New Business

Chairman Tobin introduced the President of the Buckeye State Sheriffs' Association, Timothy L. Rogers, Coshocton County Sheriff.

Sheriff Tim Rogers gave remarks regarding the history of Ohio Sheriffs. Attached is copy of Sheriff Rogers' remarks in their entirety.

Sheriff Rogers introduced Delaware County Sheriff Walter Davis, III.

Sheriff Davis gave remarks regarding the duties of Ohio Sheriffs. Attached is a copy of Sheriff Davis' remarks.

Sheriff Davis introduced Guernsey County Sheriff Michael R. McCauley.

Sheriff McCauley gave remarks regarding the financial realities for Ohio Sheriffs. Attached is a copy of Sheriff McCauley's remarks.

Chairman Tobin introduced Chief Steven Bailey, Miami Township Police Department and President of the Ohio Association of Chiefs of Police.

Chief Bailey gave remarks. Attached is a copy of his remarks in their entirety.

Chairman Tobin introduced Chief David M. Olds, Upper Sandusky Police Department and representing the Ohio Association of Chiefs of Police.

Chief Olds gave remarks. Attached are his remarks in their entirety.

Chairman Tobin introduced Chief Nicholas L. Thompson, Hillsboro Police Department and representing the Ohio Association of Chiefs of Police.

Chief Thompson gave remarks regarding the OACP Member Survey and how his District (5) rated the Patrol in the survey. Attached is a summary of the survey along with a summary for each question.

Chairman Tobin introduced Shel Senek, President of the Ohio State Highway Patrol Retirees' Association.

Mr. Senek gave remarks on behalf of the Ohio State Highway Patrol Retirees' Association. Attached is a summary of his remarks.

Chairman Tobin introduced Conrad "Smokey" Everett, Special Agent in Charge, United States Secret Service, Cleveland Field Office.

Special Agent Everett stated he is a Special Agent in Charge for the US Secret Service. He has been with the Secret Service for over 25 years. He served in four Field, two Protective, and five Headquarters assignments. Attached is a copy of his résumé.

Special Agent Everett stated that being at the meeting was a privilege because anytime the US Secret Service gets the public opportunity to thank their law enforcement partners, they will do that. The assistance of the law enforcement partners is invaluable. The Secret Service cannot do their job alone. It is a small agency and they rely on assistance of their law enforcement partners. The Secret Service's success is due to the relationships which were developed through the years with their partners.

Special Agent Everett stated he was asked to speak on behalf of one of their closest partners, the Patrol. In 2008, a campaign year, the northern district alone had 138 visits and in 2004 campaign there were 150 plus visits. Ohio rates in campaign years as the most frequently visited state in the country.

People that understand protection know that one of the most vulnerable parts of any protective assignment is the motorcade. There are a lot of moving parts. It is a moving White House. It is protected where ever it is. People may ask why does the Secret Service

use the Patrol. The Secret Service methodology whether it is investigative or protective is prevention. The Secret Service tries to put the best people in the right places to make it happen. The Patrol is used to stop the traffic and control the flow of traffic. The Patrol will leap frog ahead so they can block a ramp as the motorcade passes by. This ensures safety to the motorcade.

Special Agent Everett continued stating the public or the police counterparts do not see how much time the Secret Service spends in making the plan for the motorcade. The Secret Service is a built in inconvenience when they come along. The other thing that Mr. Everett is very sensitive to is using the least amount of resources he can from the law enforcement partners. He understands budgets and tries to use the least amount of resources, but gives the utmost level of protection. What the Patrol provides to the Secret Service is a consistent package across the entire state. The package the Secret Service gets on each visit is consistent with established working relationships. The Patrol's attention to detail, their adaptability and the mission oriented can do/is done attitude is the reflection of Secret Service culture. The Secret Service does not put things on the back burner, things change minute to minute and they are able to react and still provide the utmost protection.

Mr. Everett stated during a campaign year there may be multiple visits in the same district or jurisdiction. The Secret Service needs to make sure those motorcades do not inflict or impede one another and the communications and coordination of the Patrol has with our Lead Advance Agents and Transportation Agents conceptually speaks for itself. There are sometimes when the motorcades roll out of the state of Ohio into another state. There has to be great communication between the state police agencies and state patrols to have that happen without stopping the motorcade. The motorcade cannot stop it has to keep rolling. The Patrol does a wonderful job of doing that.

Mr. Everett gave two examples of how the Patrol works excellent with the Secret Service.

Special Agent Everett stated during his career he has had the honor and privilege of working with many fine law enforcement departments in around the United States, the URSMP, KGB, Spanish, French security and he can tell anyone in the room that the State of Ohio should be proud of their entire law enforcement community. The city police departments, the townships, the county sheriffs, they do their jobs extremely well. They are the best of what they do. He continued stating that he has worked with State Patrol and State Police of this great country and there is no one finer than the Ohio State Patrol.

Chairman Tobin introduced Chief Thomas H. Streicher, Jr., Cincinnati Police Department.

Chief Streicher gave remarks. Attached is a copy of his remarks.

Chairman Tobin asked the task force members if they had any questions for the each speaker.

Questions for Sheriff Timothy Rogers

Jim Foltz, Ohio Troopers' Association asked the following questions.

Q: How many sheriffs are former patrol?

A: Four currently serving as county sheriffs. (Delaware, Medina, Jackson and Washington)

Q: Is BSSA advocating to abolish the Highway Patrol?

A: No.

Q: Does the Ohio Revised Code state that sheriffs maintain road patrols?

A: There have been some legal challenges throughout the years of the Highway Patrol's and Sheriff's duties. There still needs more verification on it. The BSSA is looking at it strongly and in the near future for verification. They are here to protect and serve and provide safety and security for the citizens.

Larry Long, County Commissioners' Association of Ohio wanted to follow up about what is required for road patrols. His understanding is the sheriffs have three primary responsibilities. 1) road patrol, 2) process and service and 3) jail. Under the statute there is a greater degree of responsibility for process and service and jail than road patrol. The most serious problem for Sheriffs is road patrol. From a Commissioner's perspective who has to balance the budget with a lot of other mandates outside the sheriff's area, there are certainly specific mandates that must be done in terms of levels of services.

Bob Cornwell, Buckeye State Sheriffs' Association commented on Mr. Long's statement. He stated to amplify the situation Mr. Long needed to look further than just the 311 Ohio Revised Code section; also section 341 for the jails and section 311 for service and public peace. Mr. Cornwell stated they had to look at Title 45 which is the traffic section, which the sheriff is to enforce as the chief law enforcement officer of the county. The sheriffs cannot pick and choose what they want to enforce, but an individual can when they sue. This has happened with two cases involving seat belts. The individuals picked and chose which ones they wanted: section 311.07 because there was not definitive language stating road patrol. Road patrol means many things to many different people. Mr. Cornwell continued stating that Sheriff McCauley had stated the sheriffs do not have time to patrol the roads only time to respond to calls.

Questions for Sheriff Walter Davis

Senator Steve Buehrer, asked the following questions.

Q: Do you have some sort of overview or handout that can be provided to the task force on what are the statutory duties or other duties the sheriffs are performing right now.

A: Yes, I can provide that information.

Q Are there some services currently being delivered through the state based model, which is the Patrol, which could potentially be done by the local community and

what are the implications of that? Examples, driver license exams, turnpike, weights and measures, etc. Do you have an opinion on how some of those services could be provided differently?

A: I would rather not comment on the operation of the turnpike or the BMV licensing. I will comment on weight standards. The sheriffs do have the weight enforcement. Primarily, the present partnership and relationship the sheriffs have with the county engineers who have asked the sheriffs for assistance which reduce destruction of roads and our bridges in our counties in order to provide the kind of safety for our motorist who travel those county roads.

Q: Is it your belief that the Sheriffs have the authority over weights and measures?

A: I believe the process and cooperation with the engineers' offices, the sheriffs are incline to assist the engineers to ensure our roads are safe.

Mr. Cornwell added there has been a recent Attorney General's opinion that says the sheriff shall do weights and measures. It also shall be funded by the bridge fund so it is a requirement, but as Sheriff Davis has stated, not every county does it because not all have the ability or funds to do it although there is a statutory requirement to do so. The sheriffs cannot contract through the Highway Patrol to do so under current existing law because they are not county patrolman, they are state highway patrolman.

Senator Buehrer stated that is one area where the task force could do no harm if they make some recommendations to the legislature to define and refine that whole relationship.

Mr. Cornwell stated that the turnpike by statute is contracted with the Patrol. There has been some discussion among his members along the turnpike that it may be put out for bid and may be more cost effective. Sheriff Davis is from Delaware County therefore, he is not in the area of the turnpike.

Q: Do you think your office could take on driver licensing as a function if resources were provided in a more efficient way? Not eluding that the Patrol does not do a good job of the function.

A: His office would want to look at it. In so, as to what those requirements are and the responsibilities of it. If the sheriffs could meet it effectively with the right resources, the sheriffs would certainly take that challenge on.

Jason Pappas, Fraternal Order of Police asked the following question.

Q: When you prepare the report for the responsibilities of sheriffs, will you include the unfunded mandates.

A: Yes

Questions for Sheriff Mike McCauley

Larry Long, County Commissioners' Association of Ohio asked the following question.

Q: A broad question about options and alternatives on how do we really fund this stuff? What do we do at the local level in particular to funding services? What are some ideas you have in terms on how do we make the system more efficient?

A: I think we need to compare apples to apples. There have been very flattering comments today about the Patrol. Everyone in this room, everybody in public service and in private in this country knows it is bad. My budget was cut 25 percent and I have continued to provide the service my community expects of me. They expect service. We provide law enforcement functions. Our society expects that of the sheriffs. I am not worried about going out on the interstate to do some traffic while I am dealing with a crime. The Patrol does the traffic. I know the Patrol was taken off the gas tax because there were legislative reasons and putting them on the driver licenses and vehicle registrations. The state is looking for ways to fund the MARCS radio system, which from inception to where it is at now is hugely different. The finances from where it started and where it ends up, it ought to be a great system for what money was spent in terms of state tax dollars. I will go a little further, I am thinking about how much money it costs to purchase it, but to maintain the system.

I can put an officer out on the road as well as all the sheriffs in this room and tell you what it will cost to put one on the road. If you do not look at titles, but instead look at dollars the costs speaks for itself. That is not including any cut. Everyone in society is being cut because there is less money. One of the things is attaching some kind of service fee to a telephone bill (both wireless and land lines). A lot of people in my community have done away with their home phones and even their cell phones. That particular law is sun setting in the very near future. Already, communities have relied on that to staff dispatchers. The insurance industry is tagging money on to your homeowner and automobile insurance and how will that relay back. I get irritated when I see how the state tries to find more money for the Patrol. What are we (sheriffs)? We are the first line of defense. We are also the last line of defense. An officer spoke earlier stated that he picked up a phone and had 200 officers responded. That is wonderful. I can pick up a phone and do the same thing for a whole lot less money. I do not mean that in a mean sort of way. I was a graduate of the Ohio Patrol Academy. I know the money is not there. I find it difficult in the budget shortfall that my office is the only office that had to lay off people. No other county office did.

Simply, as Congressman Space said to me a few weeks ago, a lot of things are broken and we need to fix them.

Senator Steve Buehrer, Ohio Senate asked the following questions.

Q: Your first speaker from the sheriffs said that the sheriffs were not here today recommending this task force eliminate the Patrol. I don't think that is in the scope of what the task force is doing. But you seem to be enlightening us about your

- offices and the resources for delivery of service. What recommendation is it you or your association has in this regard?
- A: No we are not advocating to eliminate the Patrol. To put it bluntly, a Major from the patrol was quoted as saying there had never been a lay off in the Patrol. That is astounding to me. When you consider all the cut backs there is in the state of Ohio. There are services that could be paid for at the local level at a lower fee. Let's do the math.
- Q: What are some of those services that you believe this task force should be looking at where there could be a different delivery model that is cheaper and more efficient?
- A: I think we would be wrong today to want to eliminate a superior agency and if you think that BSSA wants that from that standpoint you are reading us wrong. We are here to tell you what we do, what we can do and what we have done and what it costs our communities to do that. What I find a little bit hard is when we get "unfunded money" and unfunded mandates" and even our prison systems are not under filled, they are overfilled. We are trying to find ways to do that and we are doing it with less money. When you are behind the scenes trying to find how to allocate that money, it has to be filtered down and it should because the value of the dollar is not there. If you are asking me to be specific on that, I am not familiar enough to make that comment.
- Q: If you were given the money that is given to the Patrol for troopers in your county, would you be able to provide a better service than the Patrol for the money. That is what you are inviting us to determine here today.
- A: I will give you an example, last year there was a marijuana farm in my county. State law enforcement officers located that marijuana on state property. I was asked to assist. When I got there, there were 38 wildlife officers, eight highway patrolman, six BCI agents, one helicopter and one aircraft for one man and one marijuana patch. First words out of my mouth were who is paying this bill. Is this guy a terrorist? Someone needs to be accountable for that. I challenged the individual in charge and I asked the question, is this man a known terrorist? No. Has this man had any type of criminal record? No. What are we doing here? Can I do it cheaper, yes.
- Q: I want to make sure we are comparing apples to apples. I am looking at these entry level pay figures. Is training requirements to start a deputy the same as a trooper? Municipal police?
- A: Yes, peace officer training kind of sets our curriculum.
- Q: So in effect the sheriffs have gone through comparable training in terms of time, education and whatever else.
- A: I would say the Patrol probably spends more money on training, but we do what is required by the statute.

Q: You talk a little bit about how your county is a rural county and how the sheriffs do have duties in small municipalities throughout. Does that set of duties change if you are the sheriff in a more urbanized county where there are probably more municipal forces and conventionally more Patrol present?

A: I have one municipal police department in my county. So it could vary from county to county.

Q: Is there a different answer on how these responsibilities are handled or divvied up in some smaller more rural counties versus the urban counties. Is there a different set of relationships with the Patrol and Police?

A: I am sure there are some differences. I am not sure how you want me to answer the question.

Larry Long, County Commissioners' of Ohio asked the following question.

Q: What I keep hearing from the Commissioners is the whole issue going back to road patrol in terms of it being provided in unincorporated areas. The Commissioners are hearing more from Mayors and municipalities that who stand in point of residents of their city paying property taxes and sales taxes and may house a majority of that and thus the money their residents contribute to counties are being used more and more for protection in the unincorporated areas of the county. That is not right. I am hearing more and more of this. The other side I am hearing some saying maybe we need to be talking about contracts or townships raising money to provide the enforcement and protection they want or multiple townships or police districts going to their voters and electors asking them to approve a property tax increase and then contracting with the sheriff to provide that kind of service to the same degree often that goes to the unincorporated area. Do you have comments and thought on those issues?

A: I can only speak for my county. We serve 350 processes in a month on average. A good bit of that is within the municipalities. Our particular police department pays \$300 for the use of the county jail. The jail is archaic. It needs repaired. \$.45 on the dollar goes to the state, \$.45 stays with the municipality and the county gets \$.02 on the dollar to house prisoners. There is something wrong with the math on that. We have a very good working relationship with the PD and OSP. I have worked many a day by myself on the road. My back up was me, myself and I. We try and never have less than two. There are a lot of counties that have only one.

Jason Pappas, Fraternal Order of Police asked the following question.

Q: Earlier you stated your vehicle costs were low. What is the cost of the vehicles?

A: Approximately \$21,000 for cars in Guernsey County.

Bob Cornwell commented that some of the questions are being asked of specific sheriffs for specific answers for general questions. Which is not really fair to the sheriffs. Having the

position he does and being able to work with all the sheriffs, he might be able to shed a little light on those areas. Mr. Pappas asked about the cost of the vehicles. Of the 88 sheriffs probably 82 of those get vehicles for less than \$30,000.

He continued stating about the municipalities and their crying and whining they are paying taxes and the sheriffs are giving protection to the township trustees. As Sheriff McCauley and all other sheriffs will tell you the sex offenders are in the cities. The prisoners are in the cities. The warrants that are worked are in the cities. That is where they are. So they are getting the bang for their buck that they are paying on property taxes. In fact, they are using the services of the deputies, they are using the county jails, and most of these are doing away with their ordinances or have done away with their ordinances. So that burden as gone on to the counties to pay those kinds of costs and getting very little back.

If you take the numbers, say five troopers in Guernsey County alone at a cost of \$44,000 base pay times five is \$220,000. Sheriff McCauley's top deputy is \$38,000 times five and it is \$190,000. So for that county, the same five bodies there would be a savings of \$30,000. It will vary from county to county.

Mr. Peach wanted to give back some feedback on the Senator's comments. He stated he also had a sense of frustration. It would be very important if the persons would be able to offer the task force ideas they have relative to functions and responsibilities currently under the responsibility of the Patrol. As to where they can be better placed to serve the state of Ohio both effectively and efficiently. The functional areas arguably cannot be replaced, they may be able to be altered but they are inculcative into law enforcement patterns and are very useful and important to the overall system in Ohio. He continued stating he would be most interested in having some ideas offered to the task force as to functionary responsibilities currently at the Patrol that can be offered elsewhere at a reasonable reduction or same pairing but with more efficiency.

Brian Newbacher, AAA asked the following question.

Q: What are the jurisdictional boundaries for each group (Patrol, Police and Sheriff) as for road patrol?

Colonel Dave Dicken, Ohio State Highway Patrol

A: The traffic responsibilities of the Patrol are typically outside municipal corporations. Mr. Newbacher commented about I-71 or I-90. The Patrol is typically not there unless they are requested to be there. It could be a special operation, special traffic enforcement, OVI checkpoint or grant funding that would place the Patrol on major interstates. The Patrol has jurisdiction on US and State routes and roadways of that nature. The Patrol typically handles a preponderous of accidents even on county roads outside the municipal areas. He continued stating that it is the Patrol's aim and goal to complement the Sheriffs' offices and likewise to the Chiefs.

Bob Cornwell, Buckeye State Sheriffs' Association

A: The Sheriffs have concurrent jurisdiction on all roads and highways within the county.

Chairman Tobin, BCI & I

A: Police Departments have jurisdictions in their own city and municipal boundaries.

Shel Senek, Ohio State Highway Patrol Retirees' Association

Larry Long, County Commissioners of Ohio asked the following question.

Q: What is your perception of what is an “apolitical” funding source and to be a little more specific in terms in the reinstatement fuel tax? What is your group recommending?

A: Once the funding source is legislative that is the political process, but beyond that like the general operating funds (GRF) it is political in nature. What was great about the fuel tax is that when it was enacted, the Patrol got a percentage of it. That was a revenue generating source. No politics involved. Every citizen who lived, worked or visited this state paid every time they purchased fuel. That helps the funding of the Patrol. It was not political in nature and when cuts were made or increases were made it did change. That was the funding that was stable and increased when transportation increased and vehicles on highways increased. There were more revenues available to fund. When that process was changed and it was moved over to roads and bridge repairs it was nice for that area, but it certainly had consequences in the funding of the Patrol.

Bob Cornwell, Buckeye State Sheriffs' Association asked the following question.

Q: I thought I heard you state that the Patrol was the chief law enforcement agency in this state.

A: I referred to the Attorney General's informal opinion as the chief enforcement legal office. That was concerning the question on assistance of other agencies and whether or not the Ohio Revised Code properly gave the authority to the Patrol. I know there was a lot of bantering about that authority and proper assistance and my thought was if that is a concern for task force members a good source would be the State Attorney General to do an informal opinion to give perception or opinion as to exactly what does that statute current language mean for the Mission Review Task Force records. And if you are dissatisfied with the meaning from the informal opinion then perhaps the Mission Review Task Force could further articulate someone to address that specific section.

Colonel Dave Dicken, Ohio State Highway Patrol

Senator Steve Buehrer, Ohio Senate asked the following questions.

Q: Has the task force been provided with the criteria for the national accreditation?

A: It was talked about when the office of Training, Recruitment and Selection presented. We talked about CALEA. We are a flagship agency in the United States. We can share with you the standards if we have not done it already.

Q: What are the implications of that certification for the State? Obviously it is quality service and all those sorts of things but are there financial implications? Witnesses seem to imply that if the task force or if the Patrol mission is changed too much, the Patrol could lose that certification. And if so, what are the implications of that for the State?

A: I am not aware of any financial implications or if it would exclude us from receiving grant funding. I cannot speak for that. I do not know.

Q: It really is a mark of quality. It does not get us in line for certain grants or things like that.

A: It certainly is a mark of quality. It ensures the agency is doing certain things in professional standards manner. It ensures a whole lot of other good by-products. I think when you hear the attendance of CALEA I think your training, your risk management and a whole lot of other bills do not befall the agency.

Q: Is there anything on costs on getting this certification? Are there certain expenses being put out to get that certification?

A: Yes we do, it is a membership in the National. It is a membership we pay. It is around \$4000 to \$6000 a year. Do not quote me on the number, I am not for sure.

Conrad "Smokey" Everett, United States Secret Service

Bob Cornwell, Buckeye State Sheriffs' Association asked the following question.

Q: I just wanted to make sure the level of cooperation from the sheriffs throughout the state and local police was just as well as the Patrol.

A: Yes, I stated that. Our working relationship with every law enforcement agency within the state of Ohio as well as around the country is outstanding.

Colonel Dave Dicken, Ohio State Highway Patrol

Jason Pappas, Fraternal Order of Police asked the following question.

Q: If the budget for the Patrol is 300 million. What would it be based on the fuel tax?

A: Our budget for this biennium is 319 million dollars for Fiscal Years 10 and 11. Our operating account is insolvent. So we would be more insolvent if we picked up our previous draw on the fuel tax which was \$.02.86. We were told it generated about

\$195 million a year. That was fairly accurate. I believe that was dedicated around 1990 and inflation has arose in value to \$.02.86. So we would be in a worse situation.

Larry Long stated that his understanding is the fuel tax is stable and going down a little bit. Now we are experiencing the opposite.

Colonel Dicken stated he could not comment on that. His experience only goes back to 1990 and the \$.02.86 was fairly stable. He stated that he thinks this is what Mr. Senek was alluding to in terms of a stable "apolitical" funding stream.

Chairman Tobin thanks everyone that gave testimony today. The task force has learned a lot from it. Thank you for taking the time to present these issues to the task force.

Open Discussion on Questions asked by the Task Force Members

Bob Cornwell stated he still has not received satisfaction on question number 1. It is dealing with what authority a trooper has in non-emergency situations. Relative to the definition within the policy of the Patrol relates to a support issue. Within the policy it talks about support but the statue talks about emergency. Mr. Cornwell continued stating that an informal opinion from the Attorney General's Office may not be the direct way to go. He believes a formal opinion may be requisite.

Chairman Tobin stated this is being addressed as we speak. He will have something at the next meeting.

Jeff Clark stated he has been reviewing this part regarding emergency. It is planned to be discussed at the next meeting.

Mr. Cornwell stated one final issue involving question number five. The statement from the Patrol is a booklet will be provided to task force members. When might that be?

Colonel Dicken stated it will be provided at the next meeting.

Chairman Tobin stated he will entertain one more round of questions that should be submitted in the next week or so. From that point forward, the task force will probably try and wrap up.

The next meeting is Wednesday, April 21, 2010. Chairman Tobin thanked everyone that came.

Meeting adjourned.