



SHERIFF ALAN JONES
CHAIR



CHRIS BLUE
CHAIR

**NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS
COMMISSION**

**NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING
STANDARDS COMMISSION**

February 28, 2023

Senator Warren Daniel
Senator Danny Britt
Representative James L. Boles, Jr.
Representative Ted Davis, Jr.
Co-Chairs, Joint Legislative Oversight Committee on Justice and Public Safety
North Carolina General Assembly
Raleigh, NC 27601-2808

Dear Chairs of the Joint Legislative Oversight Committee on Justice and Public Safety:

Pursuant to Session Law 2021-138, Part IV, titled "Report Requirement Related to Giglio Material," §17C-16(f), the Criminal Justice Education and Training Standards Commission and the Sheriffs' Education and Training Standards Commission are pleased to submit the two attached reports.

Thank you for the opportunity to provide this information. We would be happy to respond to any questions you may have.

Respectfully submitted,

Sheriff Alan Jones
Chair, North Carolina Sheriffs' Education and Training Standards Commission

Chris Blue
Chair, Chair, North Carolina Criminal Education and Training Standards Commission



NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION

CHRIS BLUE
COMMISSION CHAIR

EDDIE CALDWELL
COMMISSION VICE CHAIR

Memorandum

TO: Chairs of the Joint Legislative Oversight Committee on Justice and Public Safety

FROM: Chris Blue
Chair, Criminal Justice Education and Training Standards Commission

DATE: February 28, 2023

RE: Requirement to Report Giglio Material

Session Law 2021-138, Part IV, titled "Report Requirement Related to Giglio Material," §17C-16(f) states, "No later than March 1 each year, the Commission shall report to the Joint Legislative Oversight Committee on Justice and Public Safety regarding the number of individuals for whom the Division received a report required by subsection (a) of this section during the previous calendar year. The report shall include information for each case on whether a final agency decision has been entered under Chapter 150B of the General Statutes and what action, if any, has been taken against each certification. The Report shall not include the name, or any other identifying information of any person required to report pursuant to subsection (a) of this section."

Accordingly, the North Carolina Criminal Justice Education and Training Standards Commission is reporting the following:

1. The number of individuals for whom the Division received a report required by subsection 17C-16(a), in 2022: Eleven (11) notifications
2. Final Agency Decisions entered pursuant to Chapter 150B of the General Statutes: Zero (0) Final Agency Decisions were entered
3. Actions taken, if any, against each of the certifications:

Of the eleven (11) notifications received in 2022:

- a. Eight (8) individuals are no longer employed but are under review by the Commission.
- b. One (1) was reviewed by the Commission and no probable cause was found; therefore, no sanction was issued.

- c. Two (2) individuals are not currently with an agency and are not under review by the Commission due to the facts surrounding the notification failing to meet the statutory definition as outlined in N.C. Gen. Stat. 17C-16.

For cases reported prior to 1/2/2022:

- a. Six (6) reports were reviewed by the Commission and no probable cause was found; therefore, no sanctions were issued.
- b. Three (3) individuals were reviewed by the Commission and probable cause was found to suspended or revoke their certifications.

The Criminal Justice Education and Training Standards Commission reviews notifications reported pursuant to N.C. Gen. Stat. §17C-16 to determine if there has been a violation of the Commission's rules, the most common being a violation of the rule that requires all justice officers to have good moral character. The good moral character standard for certification is more stringent than the standard for issuing notifications under N.C. Gen. Stat. 17C-16. As a result, some justice officers who received notifications were found not violating the Commission's rules; therefore, no sanctions were imposed by the Commission.

Please contact the Commission if you have any questions.



Chris Blue
Chair, North Carolina
Criminal Justice Education and
Training Standards Commission



NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION

Sheriff Alan Jones
Commission Chair

Sheriff Jack Smith
Commission Vice Chair

Memorandum

TO: Chairs of the Joint Legislative Oversight Committee on Justice and Public Safety

FROM: Sheriff Alan Jones
Chair, Sheriffs' Education and Training Standards Commission

DATE: February 28, 2023

RE: Requirement to Report Giglio Material

Session Law 2021-138, Part IV, titled "Report Requirement Related to Giglio Material," § 17E-16(f) states, "No later than March 1 each year, the Commission shall report to the Joint Legislative Oversight Committee on Justice and Public Safety regarding the number of individuals for whom the Division received a report required by subsection (a) of this section during the previous calendar year. The Report shall include information for each case on whether a final agency decision has been entered pursuant to Chapter 150B of the General Statutes and what action, if any, has been taken against each certification. The report shall not include the name or any other identifying information of any person required to report pursuant to subsection (a) of this section."

Accordingly, the North Carolina Sheriffs' Education and Training Standards Commission is reporting the following:

1. The number of individuals for whom the Division received a report required by subsection 17E-16(a), in 2022: Four (4) notifications
2. Final Agency Decisions entered pursuant to Chapter 150B of the General Statutes: Zero (0) Final Agency Decisions were entered
3. Actions taken, if any, against each of the certifications:

Of the four (4) notifications received in 2022:

- a. Two (2) officers are no longer employed, but are under review by the Commission.
- b. Two (2) officers remain employed and are under review by the Commission.

February 28, 2023

Page 2 of 2

For Cases reported to the Division prior to 2022:

- a. One (1) individual had his certification revoked. There was no Final Agency Decision due to the individual not appealing the decision to revoke his certification.

The Sheriffs' Education and Training Standards Commission reviews notifications reported pursuant to N.C. Gen. Stat. §17E-16 to determine if there has been a violation of the Commission's rules, the most common being a violation of the rule that requires all justice officers to have good moral character. The good moral character standard for certification is more stringent than the standard for issuing notifications under N.C. Gen. Stat. 17E-16. As a result, some justice officers who received Giglio notification letters were found not to be in violation of the Commission's rules; therefore, no sanctions were imposed by the Commission.

Please contact the Commission if you have any questions.

A handwritten signature in black ink, appearing to read "Alan C. Jones". The signature is fluid and cursive, with a long horizontal stroke at the end.