Delaware State Police
Police Accountability Committee
December 17, 2024 (Minutes

Beginning of Meeting

1. Meeting began at 1739 hours with Captain Skinner giving opening remarks. (Delaware State Police Troop 3 Community Room)
2. Roll Call was completed. Attendance was noted with 6 members:
   Venett, Tabarez, Collick, Hastings, Keeler, and Moore
3. Colonel William Crotty was introduced to the Committee members and spoke briefly on his planned involvement.

Body of Meeting

1. Captain Skinner asked for a motion to accept the minutes from the last Police Accountability Committee meeting.
   a. Motion made by Pastor Moore.
   b. Second motion made by Collick. No nays.
2. Captain Skinner asked for a motion to accept the evenings meeting agenda.
   a. Motion made by Hastings.
   b. Second motion made by Collick. No nays.
3. A discussion regarding the completing ride-a-longs was discussed.
   a. No comments made by Committee members.

Public Comment- None made

Response to Resistance and Duty to Intervene by Ret. Lt. Patrick Wenk

1. Discussed Tennessee v. Garner Supreme Court fourth amendment case regarding Lethal Force.
2. Discussed Graham v. Connor Supreme Court fourth amendment case regarding Less than lethal force.
3. Presented on Delaware Title 11 Chapter 4 Section 467 Use of force for Law Enforcement and Title 11 subsection 1902 Questioning and Detaining.
4. Delaware State Police Response to Resistance Policy reviewed.
   a. Pastor Moore pointed out that most incidents are subjective when being reviewed.
   b. Committee members informed that incidents are not supposed to be looked at using hindsight, but rather would it be objectively reasonable at the time of the incident.
5. Delaware State Police Duty to Intervene Policy reviewed.

a. Venett advised there is no language within the policy that says regardless of rank without fear of retribution. He suggested adding a line "by any officer, regardless of rank."
   i. Committee members advised this type of language is already stated elsewhere within our policies.
   ii. Ret. Lt. Wenk advised they could possibly change the wording from "notify the on-duty supervisor" to "notify a supervisor."
b. Venett asked if there should also be language added that states without fear of retribution.
   i. Committee members advised that the Delaware State Police have a blanket statement in the policy advising this.
   ii. Capt. Thompson confirmed it is in our policies.
c. Venett asked about using lethal force for a fleeing felon.
   i. Ret. Let. Wenk advised the information provided from his presentation regarding lethal force for a fleeing felon was from the Supreme Court case Tennessee v. Garner. It was legal in Tennessee prior to the Supreme Court case.
d. Hastings commented the presentation provided great scenarios for the Committee members.

5-minute break

Office of Professional Responsibility by Captain William Thompson

1. Discussed the function and purpose of Internal Affairs
   a. Venett asked if there is a maximum number of complaints a Trooper can have before they are terminated.
      i. Committee members advised of the Performance Improvement Plans as well as trial boards where the decision for termination would occur.
2. Discussed CJC Reporting Narrative

Closing Business

1. Capt. Skinner discussed the topic of Body Worn Cameras as well as De-escalation techniques for the next meeting.
2. Capt. Skinner asked members if they wish to write a letter to the Committee members who have not attended requesting their attendance or if they wished for him to write same.
   a. Unanimous decision by member to have Capt. Skinner draft the letter.

Open Discussion

1. Pastor Moore requested for Committee members to learn more about the training academy and possibly visit.
2. Tabarez asked if the Committee members would be able to see a list for alternate members and/or give recommendations to replace members who have not attended meetings.

3. Capt. Skinner asked for a motion to adjourn the meeting, Motion made by Keeler, and voted unanimously by the members.