



**NORTH CAROLINA DEPARTMENT OF JUSTICE
CRIMINAL JUSTICE STANDARDS DIVISION**

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**JEFFREY SMYTHE
DIRECTOR**

Memorandum

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

FROM: Chief Chris Blue (Retired)
Chair, North Carolina Criminal Justice Education and Training Standards Commission

DATE: January 24, 2024

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 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 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), for 2023: 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 2023:

- a. All four (4) officers are currently separated with no active CJ certifications.
- b. One (1) officer permanently surrendered their certification.

- c. Three (3) officers will be investigated should they reapply for certification.

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 criminal justice officers to have good moral character.

Certification rules, such as the good moral character standard, are based on factors and elements that differ from the standard for issuing notifications under N.C. Gen. Stat. 17C-16. As a result, some criminal justice officers who received notification letters pursuant to the statute 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.



**NORTH CAROLINA DEPARTMENT OF JUSTICE
SHERIFFS' STANDARDS DIVISION**

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RICHARD SQUIRES
DIRECTOR

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 9, 2024

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 2023: 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 2023:

- a. Two (2) officers are no longer employed, but are under review by the Commission.
- b. One (1) officer remains employed and is under review by the Commission.
- c. One (1) officer remains employed and no action was taken on the officer's certification.

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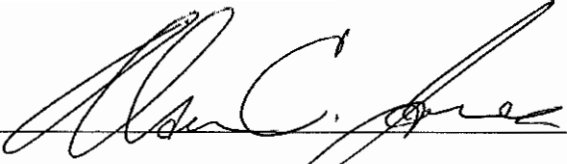
For Cases reported to the Division prior to 2023:

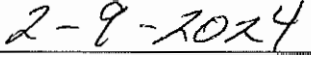
- a. One (1) individual surrendered his/her certification. There was no Final Agency Decision due to the individual surrendering his/her certification.

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 difficult to prove and has different elements than the standard for issuing notifications under N.C. Gen. Stat. 17E-16. As a result, some justice officers who received notification letters pursuant to the statute 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.



Sheriff Alan C. Jones, Caldwell County

Date