



STATE OF DELAWARE
STATE COUNCIL FOR PERSONS WITH DISABILITIES
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MEMORANDUM

DATE: November 30, 2010

TO: The Honorable Lewis D. Schiliro, Chairman
Delaware Council on Police Training

FROM: Daniese McMullin-Powell, Chairperson
State Council for Persons with Disabilities

RE: 14 DE Reg. 342 [Delaware Council on Police Training Child Abuse Training
Emergency Regulation]

The State Council for Persons with Disabilities (SCPD) has reviewed the Delaware Council on Police Training Child Abuse Training Emergency Regulation published as 14 DE Reg. 342 in the November 1, 2010 issue of the Register of Regulations. As a result of the highly publicized allegations of child abuse by Dr. Bradley, Widener Law School Dean Ammons agreed to develop a report with recommendations to reduce prospects for child abuse in Delaware. One of the recommendations in the resulting report was to enhance training of law enforcement personnel. Based on the recommendation, legislation (H.B. 457 effective August 1, 2010) was enacted which imposes the following obligation on the Delaware Council on Police Training:

Mandate training for all persons seeking permanent or seasonal appointment as a police officer in the detection, prosecution and prevention of child sexual and physical abuse, exploitation and domestic violence, and the obligations imposed by Delaware law, including section 903 of title 16, and federal law in the prompt reporting thereof.

The Delaware Council on Police Training is now issuing an emergency regulation to implement the statute. The regulation would have the following effects: 1) effective January 1, 2011, new applicants for certification will be required to complete 1.5 hours of relevant training; 2) currently certified officers will be required to complete 1.5 hours of relevant training by March 1, 2011; and 3) certified officers will thereafter be required to complete 1 hour of relevant training every 3 years.

SCPD endorses the emergency regulation subject to one technical amendment, i.e., the word "(a)nnual in §5.3 should be deleted since some of the described training is not an annual

requirement. In addition, SCPD recommends that any training be multidisciplinary (e.g. SANE nurses, Division of Family Services workers).

Thank you for your consideration and please contact SCPD if you have any questions or comments regarding our observations on the emergency regulation.

cc: Mr. Brian Hartman, Esq.
Capt. Robert Hawkins, Jr.
Victims Rights Task Force
Governor's Advisory Council for Exceptional Citizens
Developmental Disabilities Council

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