

ASRC BOARD OF DIRECTORS MEETING
25 June 1994
MINUTES

Meeting was called to order at 1030 by Dave Carter.

BUSINESS MEETING

Attendance: (People in bold were present)

AMRG- Keith Conover
AMRG- Charles P. Kollar
MSAR- Peter McCabe
MSAR- Darrel Hale
SMRG- Gary Mechtal
SMRG- Amy Rue
TSAR- Dave Carter
TSAR- Matt Rhode

BRMRG-Audrey Wilsom
BRMRG- Bob Koester
RSAR- Mark Pennington
RSAR-
SWVaMRG- John Panches
SWVaMRG- Dave Zader
*PVRG- Brian Whalen
*PVRG- Dome Poon

OTHERS: Camille Birmingham, Cindie Lambert, Candi Partlow

Minutes (Camille Birmingham) - The minutes for 23 April 1994, were distributed, reviewed and accepted with one correction. The 4-23-94 minutes page 2 has:

checks 1) for \$100 for the IRS and 2) for ...

it should state:

checks 1) for \$150 for the IRS and 2) for...

Officer and Committee Reports

Treasurer's Report : None

Chairman's Report (Dave Carter):

- 6 Major missions in VA
- 2 Major missions in PA
- Attended NSAR, ASRC is a unique organization after discussing it with other entities. Others think we do too much paper work and respond to many missions.
- New ICS system Manual (TRNG) module system which completely replaces old stuff. \$350.00 per set.
- New MSO Course changes quite a bit. New MSF cut from 36 to 24 hours.
- SARTA approached, to do three courses over a period of time:
1st class: Feb 95
New FTM Teacher Course/ 1st class: Oct 94 (3 wks plus)
State course.
- CAP MC's program working well, CAP MC's showing up at missions, Most MC's are trying.
- Wise County Mission: got some calls of complaints internal DES problem of not flying Dogs.
- PSO CAP July/Aug
- Sep/Oct CAP FTM
- Oct/Nov FTM/FTL/whether MSO or PSO up in the air?

Communications Report (Steve Houck):

Hand outs for license/freqs/instructions.
New ASRC radio call sign WPEZ 758 on all frequencies (10).
Draft copy of MOU to review.
Business good till 95, A/C license good till next year.

Past two months:

Mission Load analysis / Lisa's Death

Recent incidents:

Location: West Virginia (Prince William)

Status 1 Find

Dave Carter IC

Response: TSAR-2 , BRMRG- 4 , SWVaMRG-4 , RSAR-1

New Dispatch Form: Mission how many, Who shows, future plans, data for getting moneys, problem, who to do it, how (See Att A)

Incident History

Motion: Move to adopt for four month period, as a working document, to be changed by OPS as directed. 7-Yes, 0-No, 1-Abs

Safety (Operations Officer):

- 3 prior historical accidents
- 1 incident related (lack of sleep)
- lack of sleep known problem
- Lisa had numerous checks prior to leaving for home
- Process in place
- 15yrs X 20 Missions X 10 Vehicles X 2 way X 200 miles =
1.2 M vehicle miles (incident related travel)
2.4 M total ASRC SAR related miles
National Average = 1 fatal crash/40M Vehicle miles
Appear high, Stats sample of 1 is extremely poor, total miles very questionable.

Problems:

- History Ops protocol
- Membership culture young
- Group culture
- Manpower shortage
- Manpower intensive
- Initial training Invest
- Ongoing training
- Long hauls
- Odd hours
- Emotional let down
- Limited driving conditions
- Difficulty enforcing safety

Possible solutions: * recommendations

- Enforced rest period prior to leaving
- Rest at staging area
- Required field time
- Forced in vehicle- buddy system *
- Use outside transportation *
- Reduce manpower requirements
- "Reduced attention" detectors *
- Improved screening at missions by safety officer *
- Search for some simple test for eval alertness *
- Improve individual member training and awareness *

Anything implemented, will eventually, effect other groups. We are trying to regulate common sense. Education is the key to this problem. Why not attack the sleep symptoms with the same vigor as hypothermia?

Training (to safety officer)-to come up with a module to add into the FTM/COQ, write guidelines, to raise awareness/change standards to include this training.

ASRC BOARD OF DIRECTORS MEETING
25 JUN 1994
AGENDA

Call to Order - Dave Carter, Chairman
Rules of Order:

1. May speak no more than three minutes to any single issue.
2. May speak ONLY if a member of the Board.
3. May NOT repeat points already made by another member.
4. Professional demeanor will be maintained.

BUSINESS MEETING

Roll Call - Dave Carter

Minutes of last Meeting - Dave Carter

Treasurer's Report - Patrick Turner, Treasurer

Chairman's Report, Dave Carter, Chairman

Committee Reports: **ALL REPORTS WILL BE IN WRITING** and presented to secretary

Training -
Communications - Steve Houlk
ASTM report -

Operations - Gary Mechtal
Safety - Gary Mechtal
Medical Committee - Amy Rue

OLD BUSINESS

Appointment/election of Secretary
Appointment/election of ASRC Training Officer
Radio license Renewal - Steve Houlk
Status of 501(c)(3) - Bob Koester
Report from re-organization committee - Gary Mechtal
Discussion of Lisa Hannon Memorial Fund - Jenny Burmiester

NEW BUSINESS

Radio License request to FCC Chairman
Budget for 1994-95

OPERATIONS MEETING

Group Reports: **ALL REPORTS WILL ONLY BE IN WRITING - NO VERBAL REPORTS**

AMRG
RSAR

SMRG
BRMRG

MSAR
SWVMRG

TSAR
PVSRG

**Conference Training Officer's Report
to the
Appalachian Search and Rescue Board of Directors
25 June 94**

I did not receive a copy of the minutes from our last meeting. I have been so busy that I did not even realize this until I began working on my reports for this meeting. I do not recall any specific assignments and will address here those items that have arisen.

Item 1. Several months ago I was asked to bring Mike Yee before the Board as AMRG's proposed training officer. As you may recall, I expressed reservations about allowing him to serve as a group training officer at that time as he had not yet completed his FTL training. The Board concurred with this reasoning. I asked Keith Conover to administer a practical test to Mr. Yee on my behalf and I mailed a copy of the written test to Mr. Yee for him to complete. That testing has finally been completed. Mr. Yee received a passing grade on the written test and Dr. Conover has written advising me that Mr. Yee performed satisfactorily on all portions of the practical test. Copies of my correspondence on this matter are attached for inclusion in ASRC records.

Having completed his FTL testing, I am now willing to propose that Mike Yee be accepted as AMRG's group training officer. I have worked with him on two searches and believe he is a capable, conscientious, and knowledgeable person. It is my opinion that he will make a fine training officer.

Item 2. I have accepted a position as an Extension Forestry Agent with Oregon State University and will be leaving Virginia in late July. I will no longer be able to continue my activities as conference training officer and respectfully ask that I be relieved of my duties on this day, 25 June 94.

Item 3. I have assembled the materials I drafted for the last meeting. These include copies of the uniform standard, COQ standard, introductions to the FTM, FTL, IS, and IC sections of the training standards. They are on diskette in WordPerfect for Windows 5.2. All of this material is unchanged from the last meeting as I was never instructed to make changes nor was I given copies of the suggested changes. My own working copies were misplaced.

Item 4. I am attaching copies of the training materials I assembled/authored to accompany the GSAR FTM manual. I believe this combination of resources can serve as the basis for a comprehensive training program and encourage my replacement to continue efforts to increase the level of standardization in our group training programs. Materials are on diskette in WordPerfect for Windows 5.2. These are the same materials that were distributed at the last meeting. Please feel free to copy and distribute to member groups.

Respectfully submitted,

John Panches

§ 9-306. Clear and present danger to child.

(a) *Petition.* — If an individual violates the provisions of § 9-304 or of this subtitle, the individual may file in an equity court a petition

(1) states that, at the time the act was done, a failure to do the act have resulted in a clear and present danger to the health, safety, or welfare of the child; and

(2) seeks to revise, amend, or clarify the custody order.

(b) *Defense.* — If a petition is filed as provided in subsection (a) of this section within 96 hours of the act, a finding by the court that, at the time the act was done, a failure to do the act would have resulted in a clear and present danger to the health, safety, or welfare of the child is a complete defense to any action brought for a violation of § 9-304 or § 9-305 of this subtitle. Code 1957, art. 27, § 2A; 1984, ch. 296, § 2.)

University of Baltimore Law Review. — parental child-stealing, see 8 U. Bal. L. Rev. 609 (1979). For discussion of child abduction by a relative and Maryland's misdemeanor offense to deter

§ 9-307. Penalties.

(a) *Violation of § 9-304.* — A person who violates any provision of § 9-304 of this subtitle is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$250 or imprisonment not exceeding 30 days.

(b) *Violation of § 9-305 — Not more than 30 days.* — If the child is in the custody of the lawful custodian for not more than 30 days, a person who violates any provision of § 9-305 of this subtitle is guilty of a felony and on conviction is subject to a fine not exceeding \$250 or imprisonment not exceeding 30 days, or both.

(c) *Same — More than 30 days.* — If the child is out of the custody of the lawful custodian for more than 30 days, a person who violates any provision of § 9-305 of this subtitle is guilty of a felony and on conviction is subject to a fine not exceeding \$1,000 or imprisonment not exceeding 1 year, or both. Code 1957, art. 27, § 2A; 1984, ch. 296, § 2.)

Subtitle 4. Missing Children.

§ 9-401. Definitions.

(a) *In general.* — In this subtitle the following words have the meanings indicated.

(b) *Law enforcement agency.* — "Law enforcement agency" means a county, or municipal police department or agency, or a sheriff's department.

(c) *Missing child.* — "Missing child" means a person who is:

(1) under the age of 18 years; and

(2) the subject of a missing persons report filed with a law enforcement agency in this State and whose whereabouts are unknown. (1985, ch. 296, § 2.)

Determinations of receipt of report

In general. — On receipt of a report from a law enforcement agency, the law enforcement agency shall determine whether the missing child has not been located.

If the missing child has not been located, the law enforcement agency shall determine whether the missing child suffers from a clear and present danger to the health, safety, or welfare of the child.

If the missing child suffers from a clear and present danger to the health, safety, or welfare of the child, the law enforcement agency shall immediately:

(1) advise the person filing the report of the status of the missing child;

(2) advise the person filing the report of the status of the missing child;

(3) advise the person filing the report of the status of the missing child;

(4) advise the person filing the report of the status of the missing child;

(5) advise the person filing the report of the status of the missing child;

(6) advise the person filing the report of the status of the missing child;

(7) advise the person filing the report of the status of the missing child;

(8) advise the person filing the report of the status of the missing child;

(9) advise the person filing the report of the status of the missing child;

(10) advise the person filing the report of the status of the missing child;

(11) advise the person filing the report of the status of the missing child;

(12) advise the person filing the report of the status of the missing child.

If the conditions specified in this section are met, the law enforcement agency shall immediately seek to determine the whereabouts of the missing child.

If the law enforcement agency determines that the missing child has not been located, the law enforcement agency shall immediately seek to determine the whereabouts of the missing child.

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9-402. Determinations of law enforcement agency upon receipt of report.

In general. — On receipt of a report regarding a missing child by a law enforcement agency, the law enforcement agency shall immediately determine if:

- (1) the missing child has not been the subject of a prior missing persons report;
- (2) the missing child suffers from a mental or physical handicap or illness;
- (3) the disappearance of the missing child is of a suspicious or dangerous nature;
- (4) the person filing the report of a missing child has reason to believe the missing child may have been abducted;
- (5) the missing child has ever previously been the subject of a child abuse report filed with the State or local law enforcement agency; or
- (6) the missing child is under 14 years of age.

Actions by law enforcement agency when subsection (a) conditions exist. — Upon conclusion by the law enforcement agency that any one of the conditions specified in subsection (a) of this section exists, the law enforcement agency shall immediately:

- (1) enter all necessary and available information into the Maryland Interagency Law Enforcement System (MILES) and the National Crime Information Center (NCIC) computer networks;
- (2) institute appropriate intensive search procedures;
- (3) notify the National Missing Children Information Center and forward to the State Clearinghouse for Missing Children a copy of the missing persons report involving the missing child;
- (4) notify the appropriate local department of social services and, to the extent possible, obtain any information that may assist in the locating of the missing child; and
- (5) enlist the aid of the State Police, when appropriate, in locating the missing child.

Actions by law enforcement agency when subsection (a) conditions do not exist. — If the conditions specified in subsection (a) of this section do not exist, the law enforcement agency shall:

- (1) immediately seek to determine the circumstances surrounding the disappearance of the missing child; and
- (2) implement the procedures set forth in subsection (b) of this section within 12 hours of the filing of a report regarding a missing child, if the missing child has not been located.

Assistance by Maryland State Police. — Notwithstanding any provision to the contrary, if a missing child has not been located within 24 hours of the filing of a missing persons report and either the local law enforcement agency or the State Police have reason to believe that the missing child may be located in a jurisdiction other than the jurisdiction where the missing persons report was filed, the Maryland State Police shall enter the investiga-

tion and, in cooperation with the appropriate local law enforcement agency, assist State and national efforts to locate the missing child.

(e) *Establishment of mandatory waiting period.* — (1) A law enforcement agency may not establish a mandatory waiting period before beginning an investigation to locate a missing child.

(2) A law enforcement agency may not adopt rules, regulations, or policies that prohibit or discourage the filing of a report or the taking of action on a report that a child is a missing child or that a child is believed to be a missing child.

(f) *Notice upon location of missing child.* — Every person filing a report of a missing child shall be required to notify the local law enforcement agency and the State Police immediately upon the locating of the missing child, if it is unlikely that the local law enforcement agency or the State Police have knowledge that the missing child has been located. (1985, ch. 496)

§ 9-403. Clearinghouse for Missing Children; voluntary fingerprinting programs; advisory council.

(a) *Creation; responsibilities.* — There is a State Clearinghouse for Missing Children operated by the State Police that is responsible for:

(1) the receipt, collection, and distribution of general information and annual statistics regarding missing children; and

(2) coordination of law enforcement agencies and other interested persons or groups within and outside the State regarding information on children who have disappeared from, or are thought to be located in, Maryland.

(b) *Voluntary fingerprinting programs for children.* — The State Superintendent may develop, in cooperation with local law enforcement agencies, a plan for voluntary fingerprinting programs for children.

(c) *Advisory council.* — (1) An advisory council shall be appointed with the following responsibilities:

(i) review of the activities of the State Clearinghouse;

(ii) review of the training provided for, and investigatory procedures used by, law enforcement personnel in the locating of missing children;

(iii) examine possible methods for identifying missing children and enrollment in a public or nonpublic school; and

(iv) explore the feasibility and effectiveness of utilizing the Family Parent Locator Service in locating missing children.

(2) The advisory council shall consist of the following members:

(i) 1 person from the Department of Juvenile Services, to be designated by the Secretary of the Department of Juvenile Services;

(ii) 1 person from the Maryland State Department of Education designated by the State Superintendent of Schools;

(iii) 1 person from the State Police, to be appointed by the Superintendent of the State Police;

(iv) the Director of the Office for Children and Youth, who shall serve as chairman of the advisory council;

(v) the President of the Governor's Youth Advisory Council or a representative of the President from the Council;

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 until a successor is
 Council members from
 1987, ch. 290, § 1: 1

as to child.

an expert to gather sufficient facts to form an opinion; the doctor's testimony was admissible. *Burrows v. Sanders*, 99 Md. App. 82, 635 A.2d 82 (1994).

ing and conclusive.

significant length of time; where the child has formed a strong attachment to the third party that there is a possibility of emotional effect if custody is changed; and where the child is living under the current custody of the third party. *Burrows v. Sanders*, 99 Md. App. 82, 635 A.2d 82 (1994).

Recognition and enforce-

case, that the sister state's custody law applies in the best interest of the child standard. *Malik v. Malik*, 99 Md. App. 521, 638 A.2d 4 (1994).

in State; Child Abduction.

State.

action. *Trindle v. State*, 326 Md. 25, 602 A.2d 1232 (1992).

and abduction or custody interference proceedings can be heard in the State where the child's custody has been deprived by acts or omissions which occurred outside the State. *Trindle v. State*, 326 Md. 25, 602 A.2d 1232

Subtitle 4. Missing Children.

§ 9-402. Determinations of law enforcement agency upon receipt of report.

(b) *Actions by law enforcement agency when subsection (a) conditions exist.* — Upon conclusion by the law enforcement agency that any one of the conditions specified in subsection (a) of this section exists, the law enforcement agency shall immediately:

(5) enlist the aid of the Department of State Police, when appropriate, in locating the missing child.

(d) *Assistance by Department of State Police.* — Notwithstanding any provision of law to the contrary, if a missing child has not been located within 24 hours of the filing of a missing persons report and either the local law enforcement agency or the Department of State Police have reason to believe that the missing child may be located in a jurisdiction other than the jurisdiction where the missing persons report was filed, the Department of State Police shall enter the investigation and, in cooperation with the appropriate local law enforcement agencies, assist State and national efforts to locate the missing child.

(f) *Notice upon location of missing child.* — Every person filing a report of a missing child shall be required to notify the local law enforcement agency and the Department of State Police immediately upon the locating of the missing child if it is unlikely that the local law enforcement agency or the Department of State Police have knowledge that the missing child has been located. (1994, ch. 165, § 3; ch. 166, § 3.)

Editor's note. — Section 3, chs. 165 and 166, Acts 1994, provides that "(a) The publishers of the Annotated Code of Maryland, subject to the approval of the Department of Legislative Reference, shall propose the correction of any agency names and titles throughout the Code that are rendered incorrect by this Act.

(b) The Department of Legislative Reference, in conjunction with the publishers of the

Annotated Code of Maryland, shall revise the Code to conform it to the transfer of the Maryland State Police to the Department of Maryland State Police under this Act, and this statutory revision shall be ratified by passage of the Annual Corrective Bill of 1995." Pursuant to § 3 of chs. 165 and 166, appropriate changes have been made in (b) (5), (d) and (f).

§ 9-403. Clearinghouse for Missing Children; voluntary fingerprinting programs; advisory council.

(a) *Creation; responsibilities.* — There is a State Clearinghouse for Missing Children operated by the Department of State Police that is responsible for:

(b) *Voluntary fingerprinting programs for children.* — The Department of State Police Superintendent may develop, in cooperation with local law enforcement agencies, a plan for voluntary fingerprinting programs for children.

(c) *Advisory council.*

(2) The advisory council shall consist of the following members:

(iii) 1 person from the Department of State Police, to be appointed by the Superintendent of the State Police:

ST. STEPHEN LUTHERAN CHURCH

POLICY STATEMENT ON CHILD PHYSICAL AND SEXUAL ABUSE

INTRODUCTION

St. Stephen Lutheran Church recognizes the growing problem of child sexual abuse and has developed this policy statement. The objective of this statement is to alert our Christian community of this problem and to educate pastors, church leaders, and parents about the issues and dynamics involved.

Recognition that the problem exists must be the starting point. This recognition must include acknowledging the potential for abuse to occur within the church. Ignorance of this fact will only be harmful to our children. Both the children of our congregation and the children of the community which we serve have the absolute right to develop their God-given potential free from the threat of sexual and physical abuse.

For the purposes of this policy statement, the term "child abuse" shall mean any non-accidental physical injury, sexual contact or exploitation, neglect or emotional distress inflicted upon a child. We recognize that any person, including a minor, is capable of committing child abuse. As such, St. Stephen Lutheran Church recognizes that child abuse, whether of a physical or sexual nature, is a criminal action which will not be tolerated in either our congregation or our community. Therefore, we advocate the following policies and procedures in an effort to provide a safe place for all young people within our congregation and our community and to provide an effective means for dealing with any incidence of child abuse, should the need arise.

EDUCATION

Education about child abuse and child sexual abuse is essential for each member of the congregation, especially congregational leaders, to assure the safety and well-being of the children. Educational programs that instruct both adults and children about the nature, impact and detection of abuse will be sponsored and supported by St. Stephen Lutheran Church, utilizing the resources within the congregation along with the resources of the appropriate government agencies and other concerned organizations. We envision that an annual program, reviewing both abuse and the policies and procedures of St. Stephen Lutheran Church, will be conducted for congregational child and youth workers. All parents and other interested persons will be invited to attend. Community wide programs will be scheduled as needed.

PREVENTION

In recognition of the fact that education alone may not be sufficient to prevent abuse from occurring, St. Stephen Lutheran

*4 yrs diff in
age + all
needed for
abuse.*

passersby.

* Parents of small children will be asked to take their children to the rest room before bringing them to a church program at which the parents will not be present.

* If a child must be accompanied to the rest room and his/her parent is not available to accompany the child, every effort will be made to have the child not be alone with a single adult.

PROCEDURE

If a person suspects that a child has been abused, we support and strongly encourage him/her to make a report to the Baltimore County Dept. of Social Services (887-2300), so that the incident can be properly investigated. In addition, the pastor shall be notified as soon as possible. If the person suspected of the abuse is the pastor, the president of the congregation shall be notified. The president of the congregation shall contact the office of the bishop for guidance and any appropriate action.

CLOSING

We hope and pray that child abuse never occurs within the congregation's youth programs. We also hope and pray that the seemingly epidemic proportions with which child abuse is plaguing our society are severely reduced and that, someday, child abuse may be completely eradicated. If, however, an incidence of child abuse comes to our attention, we not only are committed to the proper legal actions, but also to the necessary healing for the many people who will be affected. This will require a deep faith and will provide a challenge to our Christian commitment to love and forgive one another. May our Lord and Savior Jesus Christ give us the courage and strength to deal with the issue of child abuse.