



Meeting Minutes

February 20, 2015

Opening Comments – 9:00 Chief Ticer

Introductions

21 of 24 members in attendance, therefore we have a quorum.

Self-Introductions: Name; Agency, Entity or Interest Represented

Legislation Sponsors' Remarks (if in attendance)

Public Comments

None

Minutes of Previous Meeting

Corrections: Lightning Round Update, page 6, Wells comments – correct to “Include a focus on transition age youth, 18-24, along with youth under 18– brain still fully developing.”

Motion to approve made by Aylmer, second by Maroney – all in favor, motion passes.

Statistics

State Fatality Numbers (CDOT) – Glenn Davis

- Data through 2/16/15
 - 56 Fatalities in 2015 through 2/16/15
 - 36 Fatalities in 2014 through 2/16/14
 - Increase of 36%
 - One weekend that had 10 fatalities

Maroney – Do we know how many were alcohol related?

Davis – We don't know yet, we usually are at about 1/3 fatalities are alcohol related.

Media Relations & Significant Upcoming Events - Sam Cole, CDOT

- Super Bowl – a lot of outreach with media. 73 agencies participated. Agencies with most arrests 20-40 each Denver, Aurora, Colorado State Patrol
- 273 arrests for all agencies
- Fewer arrests than last year. 327 arrests in 2014 – more agencies that participated in prior year
- Upcoming enforcement wave – St Patrick's Day
- Posters available, feel free to grab
- Going out to 78 bars across the state along with coasters
- Earned media – Irish pub on Colfax scheduled event. Inviting the media, hoping to get a lot of attention. This will be a paparazi, green carpet event – interviewed by

mock media – “How are you going to get home tonight?” Social media pitch.
Pictures with Drink Don’t Drive campaign to post to social media.

- Sonderup – Thank you to the Colorado State Patrol for using Trooper Alvarado. He was born in Guatemala and native Spanish speaker – he did a terrific interview on Telemundo around Super Bowl.

Task Force Business & Presentations

Work Groups

Set goals for work groups to report back by July meeting

Program Management & Strategic Planning – Glenn Davis, chair
Group is meeting later in February

Criminal Justice – Deputy Chief Steve Johnson, chair

Prevention – Ellen Anderson, chair
Group is meeting March 19, 2015

Alcohol & Other Drug Misuse – Flavia & Parker, co-chair
Will discuss possibly renaming work group to focus on treatment and prevention

Communication – Sam Cole, chair
The country is looking at Colorado to see what we are doing on marijuana.
Marijuana education a better fit in communication work group.

Data & Program Evaluation

Meeting March 3, 2015

Casias – if we are going to collect data, we need to figure out how we are going to fund testing to get a better data set. I think it is more a budget issue. Perhaps a CSP cost associated as to how much it would cost.

Reed – Panel is \$65 – if there is a positive can be up to \$500.

Berry – POST has partnered with Colorado State Patrol to use oral fluid roadside testing devices.

Casias – With oral fluid, if you have that presumptive positive, do you have to send that to the lab for blood testing?

Berry – Yes, blood has to be saved. CSP will be doing blood work and send saliva as well to compare testing results.

Hernandez – I think we should have a further discussion on funding. We need the data, not only for us, but for the country. We also need officers to be trained as well to identify and to articulate the need for the testing. Also need funding for coroners to do more detailed testing as well.

Ticer – It is very costly when it comes to budgeting in local jurisdictions. That would be very helpful to identify future funding sources.

Potential additional work groups

Lanzer – We don’t necessarily have a mechanism for advocating those recommendations.

Propose a work group on legislative outreach. Begin dialog earlier. June/July are good times to begin engaging legislators. Bills drafted in October/November. If we could have a way to

connect with legislators, hopefully we will see not just recommendations, but legislative results.

Legislative Outreach – Fran Lanzer, chair

Ellen Anderson and Jennifer Gray would like to be a part of this group.

Davis – Task Force started in 2005 – this is our tenth year. NHTSA designates states by fatality levels. Colorado was a mid-range fatality state. CDOT had to have a plan for funding. NHTSA uses Colorado's plan as an example for other states. Legislators get a bunch of reports. Just went to Wyoming for their DUI task force. They have a lot of challenges. We have so many things in place. Program Evaluation Group - would like Jack Reed & Janet Allbee to attend the data and program evaluation group. I think Colorado will be a mid-range fatality state again.

Fisher – It is good that Michael Elliot is here and a part of this. Our response to other states is that it is coming to your state soon. Document from prior task force strategic plan, will locate. The key thing is, there is some connection from other work groups that were established in the past with the current ones. An example from the prior strategic plan, defining someone who is visibly intoxicated. Not running short of ideas, develop your own version of a strategic plan that Davis can incorporate in the statewide impaired driving plan. We are asking for your participation in being a part of work groups so that we can get more done this year.

Flavia – I may have copies of it .

Legislative Update – Sergeant Dave Hall (CSP)

HB1043, 2/5/15 – Passed house judiciary committee 13-0. There were a couple of amendments, changed musts to shall. There is additional language on treatment and interlock. Previous bill on page 10, "...custody to community corrections if comply" – new language – court may include participant can include residential alcohol a condition of treatment. The intent on this bill is to provide broader treatment availabilities but to also include the felony. Treatment also has a large fiscal impact. Anticipate the bill to change. Department of Corrections (DOC) is trying to figure out where you put offenders, general population may not be the best option.

Passed will go to House Finance committee – not scheduled into committee yet due to fiscal note.

Negotiations with DOC as to how they can reduce the fiscal impact. Bill is not a for sure thing, depending on outcome of negotiations on fiscal impact. As soon as it does get into a schedule for House Finance committee, will forward to Brenda Hahn. Testified on behalf of Colorado State Patrol (CSP) in support of this bill. Currently, CSP is the only state agency speaking out on behalf of this.

Hall – General traffic safety bills – a bill for one headphone in ear. A bill died yesterday which would have allowed OHVs on roadways. Fiscal impact caused that bill to fail. Some variant of that bill may be coming back. Dynamics of these vehicles are not meant for paved surfaces.

Groff – Recommendation from task force CDPHE approving alcohol/drug devices, is there any legislative action?

Hall – Will look into it.

Lanzer – MADD is watching **HB1073** – challenge the validity with initial contact with law enforcement. Not sure what it means, seems to be related to impaired driving. Introduced in judiciary, but hasn't gone beyond that.

Close – Has a date element.

Ticer – Chiefs Association is actively opposing that bill as well. Currently a system in place in DOR system.

Hutt – About fixing something that we already fixed last year, requires an additional fix. Some of the hearing officers have not wanted to follow the new statute. Also because the fix had to do with a

particular case that was pending at the time in the Supreme Court at the time last year's statute passed. The case that was pending, should have gotten the benefit of the fix and didn't. The issue for the date is to get the benefit for the cases that brought the issue up. The rest of it is about adding a few words to fix what we thought we fixed.

Lanzer - **SB124** – Keeping an eye on it. MADD doesn't have a position on it. Parole – if someone has a failed drug or alcohol test, they may be revoked and sent back to jail. Currently, parole officers give multiple second chances. Five intermediate sessions before they are sent to jail.

Felony DUI Bill Discussion

Hutt - Motion – Bill as presently constituted does not sufficiently advance the mission statement of the task force and therefore the task force does not support the bill and will remain neutral

Gray – Second the motion

In favor 6

Not in favor 9

Abstain 6

Motion failed

Motion - Whitney – Motion made to support the felony DUI bill. It is not part of the whole solution, but it is part of the solution, Second by Lanzer.

In favor 8

Not in favor 7

Abstain 5

Motion passes

Break: 11:25

Reconvene: 11:34

Hutt - Motion to remain neutral

Gray – Second the motion

In favor 6

Not in favor 7

Abstain 4

Motion failed

Award

Would like to publicly recognize and thank Kris Johnson for her work on the task force.

2015 Meeting Location Changes

Our current meeting venue at the Colorado State Patrol Academy, Building 100 will be closed for renovations from July-November 2015. Our meeting locations during that time will be as follows:

- July 17, 2015 – CDOT Headquarters, Auditorium, 4201 E. Arkansas Ave., Denver, CO 80222
- September 18, 2015 – CDOT Region One North, 4670 N. Holly, Denver, CO 80216
- October 2, 2015 – CDOT Headquarters, Auditorium, 4201 E. Arkansas Ave., Denver, CO 80222
- November 6, 2015 - CDOT Headquarters, Auditorium, 4201 E. Arkansas Ave., Denver, CO 80222

Lightning Round Update

Lanzer – Nominations for MADD Law Enforcement Recognition nominations for achievements from 1/1/14 – 12/31/14 are due by 3/15/15.

<http://freeonlinesurveys.com/app/rendersurvey.asp?sid=9gfpbospeflbuoj594684&refer=>

Maroney – 88 citations issued during X Games in January. Compliance rate is at an all-time high for alcohol establishments for selling to minors sting operations.

Rocke – DRE school will be held at Larimer County Sheriff's Office from 2/23/15-3/5/15

Next Meeting: Friday, March 20, 2015

Adjourn: 12:17pm

In Attendance:

Chief Robert Ticer, Avon Police Department
Glenn Davis, Colorado Department of Transportation
Robin Rocke, Colorado Department of Transportation
Chief Scott Hernandez, Colorado State Patrol
Captain Ray Fisher, Colorado State Patrol
Brenda Hahn, Colorado State Patrol
Patrick Maroney, Colorado Department of Revenue, Liquor Enforcement
Brett Close, Colorado Department of Revenue,
Jennifer Gray, Victim
Fran Lanzer, Mothers Against Drunk Driving
Jeanne McEvoy, Colorado Licensed Beverage Association
Chaz Melihercik, Colorado Public Defenders Office
Susan Colling, Judicial/Probation
Katie Wells, Office of Behavioral Health
Christine Flavia, Office of Behavioral Health
Brain Shaffer, Draeger
Sam Cole, Colorado Department of Transportation
Liz Viscardi, CIG
Webster Hendricks, Office of Behavioral Health
Mark Ashby, Thornton Police Department
Dante Carbone, Thornton Police Department
Laura Sonderup, Hispanidad
Kris Johnson, Retired Alcohol Distributor
Glen Johnson, Retired Alcohol Distributor
Tom Kissler, Smart Start, Inc.
Ellen Anderson, Retired Pitkin County Sheriff's Office
Ed Casias, Summit County Court Judge
Dave Timken, CIDRE
Steve Johnson, Douglas County Sheriff's Office
Ben Whitney, Weld County District Attorney's Office
Abe Hutt, Colorado Criminal Defense Bar
Mike Elliot, Marijuana Industry Group
Paul Aylmer, Colorado Restaurant Association
Jeff Groff, Colorado Department of Public Health and Environment

Carolyn Berry, POST
Sue Parker, New Journey to Wellness
Wes Melander, Public
Amy Kingery, State Court Administrators Office
Jack Reed, Colorado Division of Criminal Justice
Jill DeRoehn, Denver County Court Probation
Lisa Barker, Colorado Department of Public Health and Environment
Jennifer Knudsen – TSRP
Bob Batchelor, Elix
Judy Eaton, Intervention
Andrew Lemley, Beverage Alcohol Manufacturers