



Meeting Minutes

Colorado State Patrol Academy
15055 S. Golden Road
Carrell Hall, Building 100
Golden, CO
January 19, 2018 9:00 am – Noon

Call to order: 9:03 by Chief Ticer

Quorum: 17 of 21 members

Introductions

Moment of silence for Deputy Zac Parrish

Chief Ticer recognized Gene Giron for being named a representative of the Task Force. He also welcomed Carolyn Berry from Peace Officer Standard Training back to the Task Force after an extended leave and thanked her for her commitment to combat drunk and impaired driving.

Legislative Remarks: None

Public Comments: Dr. Garriott, Drake University, Law, Politics and Society program, brought students to Colorado to meet with stakeholders that have unique perspectives on marijuana legalization. When they get home they will write a policy for Iowa.

Minutes of Previous Meeting

Motion to accept correct Casias, Second Flavia, passes

Statistics

State Fatality Numbers – Glenn Davis, CDOT

In 2016, there were 608 total fatalities. This was the highest since 2010. In 2017, there have been 629 fatalities that have been reported but the final figure may be closer to 640. Iowa is a high fatality state because they are over 30%. This impacts how NHTSA funds the states. In Colorado, pedestrian fatalities went up in 2017.

Maroney: When will the final data be released? Davis: May most likely.

Flavia: How long after a crash do they count a fatality. Davis: 30 days after the crash

Casias: Variable message boards are very effective Davis thanked Sam Cole. Every Wednesday fatality numbers are listed

Johnson: A matter of housekeeping having to wait until May for final figures should be unacceptable. The impact is felt on many different levels. We could do a better job. The legislative session will be close to over by the time the information is released.

Davis: Challenges with coroners' office. State Traffic Records Advisory Committee is trying to address this issue.

Kelly: Is there preliminary data? Yes but the data will not be final until May.

Ticer: The numbers are definitely going in the wrong direction

Legislation – Fran Lanzer, MADD/ Glenn Davis, CDOT

SB53 primary seat belt law. Sponsors are Senator Court and Representative Young. First hearing January 24th 1:30 pm. Based on committee assignment it will be an uphill battle. Col Trostel will testify on behalf of MADD, CDOT, CSO, Chief Ticer plus 20 other stakeholders will also attend/testify.

SB49 Sponsor is Court. Use of mobile electronic devices while driving (hands free). This bill will be heard before the primary seat belt bill on January 24th.

HB1072 prohibits the use of cameras for traffic enforcement.

Anderson: What are the arguments against the primary seat belt law? Davis: Rural parts of the state don't want government interference.

Wood: Looks like it applies to buses as well. Is there a financial component to this? Glenn will take a look at it.

Lanzer will send the bill. It applies to people in the front seat only.

Johnson: What about extended hours legislation? Lanzer: The person that carried the bill last year has other things on his plate right now.

Maroney: Colorado allows the manufacturer and sale of powdered alcohol. Even though it is legal they have not seen it.

Ticer: It is excellent that there are 20 groups supporting the primary seat belt law. How do citizens sign up to support the bill? You can attend the hearing to testify or look up the people on the committee and email the members.

Rebecca to send information to member on how to contact their members.

Ticer: #1 priority is the passage of the primary seat belt law. Rep Young has been a strong champion for issues important to the Task Force.

Media Relations & Significant Upcoming Events – Sam Cole, CDOT

Today is the first of 14 High Volume Enforcement (HVE) periods. CDOT issued a press release on the 2017 HVE periods. There were 10,300 total arrests. The NYE enforcement period had 366 arrests reported, up from 279 the prior year.

Impaired Driving Kick Off Press Event:

Idea from State Patrol, CDOT, AAA and others to hold a press event to kick off the New Year. It would focus on where we have come from and where we want go. Proposing that at the next Task Force meeting a press event be held to talk about the Annual Report and invite our partners to speak about their involvement.

Melander: On CDOT's HVE enforcement website you are allowed to open agency comments.

Sometimes these include DUID or Marijuana etc. Perhaps we could encourage all agencies to add comments. Heatisoncolorado.com is the website.

Ticer: Can we look at DREs during that period? For national enforcement period DRE coordinator asks agencies to report their data. All of the 10,000+ arrests have some type of CDOT support for funding.

Ticer: CTFDID will work with partners for the February 16, 2018, press conference. Anticipates that the new Col. of State Patrol will be present.

Release of CTFDID Annual Report (Cole, Davis, Ticer)

Task Force Business & Presentations

Ticer: Thank you to everyone who led work groups. Please try to meet at least quarterly.

Program Management & Strategic Planning – Glenn Davis

Going to meet quarterly. Will try to meet in March.

Criminal Justice – Deputy Chief Steve Johnson

Going to meet quarterly. Will try to meet in March.

Prevention – Ellen Anderson

Meeting at least quarterly

Impaired Driver Intervention & Treatment – Christine Flavia

Work group continues to meet about monthly to work on the implementation of Level II 4 Plus. They are in the process of finalizing clinical competencies which they have broken into phases so both clinicians and clients have milestones. Communities of Practice are being established to support providers and to create an interactive dialogue on their challenges. Communities of Practice are evidence-based groups to support not just Level II 4 Plus but also provide support for other providers who might be interested in providing services at a later date. There are currently four Communities of Practice in the State. Initially these group will be facilitated with the intention that they will become self-supporting. Other information: there are 39 clients currently enrolled.

Casias: What if a 4th DUI gets pled down to a misdemeanor? Are you still recommending those folks complete the Level II 4 Plus?

Flavia: The program is based on convictions not felonies. Probation can also make a recommendation even if there are not four convictions. The Rules state four or more offences even if not convictions.

Communication – Sam Cole

Internal planning going on. Cannabis conversation getting ready to be launched. Where we have been and where are going will be the theme. Finalizing research tools and ads. Biggest undertaking that has been untaken to date. It will launch within the next two weeks. Next ad campaign will launch around the 4th of July and will again focus on breathalyzers. Sam shared breathalyzer info.

Giron: Do we know how many were purchased through last year's promotion?

Cole: BAC Trac saw a 14% increase in Colorado purchases after the campaign. About 500 discounts were used.

Calabrese: Is the app able to record location?

Cole: BACTrac does collect the data.

Program Evaluation & Data – Jack Reed

DCJ has hired someone to work on the DUID project and she will be at the next meeting. For every DUI they will also receive all the other crimes the person was charged with. There are seven data bases to link and doing all the matching between databases will be a huge task. It is most likely that the report to the legislature will not be completed by March.

Break 10:16 am

Nomination and Election of Officers

Ticer: The CTFDID bylaws require yearly election of officers.

Chair: Davis nominated Chief Robert Ticer. Maroney seconded. Passed

Vice Chair: Berry nominated Glenn Davis. Johnson seconded. Passed

Secretary: Mitchell nominated Rebecca Novak. Downing seconded. Passed

Lightning Round Update

Glenn: CDOT has a new Executive Director. Very supportive of primary seat belt legislation

Johnson: On behalf of the Parrish family and the DCSO family, they are overwhelmed with the caring and support they have received. They are facing a new norm and it will take time to adjust. Three deputies continue to make strides toward recovery. Grateful for all of the support both within Colorado and outside the state.

Downing: On December 19, 2017, Lt. Col. Packard became the Chief of the Colorado State Patrol. Ticer: On behalf of the CTFDID, please congratulate the Chief.

Maroney: A team of investigators were at X games to investigate underage drinking. On January 1, 2019, the definition of 3.2 beer goes away. Moving forward 3.2 beer falls under the full strength category. Rebecca will send out the report sent to the legislature.

Whitney: CDAC meeting with the County Court Supervisors yesterday.

Mitchell: DOR also has a new Executive Director, Michael Hartman, who has replaced Barbara Brohl. The DMV's DRIVES system is getting ready to deploy the vehicle services portion of the system on August 6, 2018. This will allow data from driver records to be combined with data from vehicle records. In addition, the system will have the capability in the near future to integrate interlock performance and download data directly to the driver's account.

Berry: POST has a new director who come to POST from Summit County.

Groff: Board of Health rules that govern DUI and DUID testing were reviewed. Addition revisions will be made this year after the legislative session.

Lanzer: Launching the nomination for law enforcement recognition awards for all of 2017. Rebecca will send the link out this afternoon. Anyone can nominate. Due by February 29th. MADD wants to thank all those who participated in the enforcement campaigns. Awards will be presented at end of May.

Question/Answer period with students from Drake University (Iowa)

Question: Please talk about how the stats for DUI compared to before recreational legalization.

Ticer: What it has done is opened up dialogue among this group and within the community. Focusing back on DUI enforcement. Loveland-16 hour block AROD how to identify drug issues. Every officer has received that training. DUI drug arrests increased over 100%. DUI arrests went up 50%. Look at CDOT marketing. Communication, Enforcement, Education all increased.

Davis: 42,000 per year arrested in the '80s now stabilized at about 25,000. Hard to judge on arrests because not everyone tests. If co-using tests will usually be run on alcohol. More people have cannaboids in their system but only 7% of fatalities have the legal definition of influence CSP 17% of DUI arrests have some element of marijuana included. For states looking at legalization-start collecting your data sets now.

Downing: For CSP, 78% of DUI arrests are poly drug use (more than one drug). CSP has made a lot of changes in how data is collected but it was done post legalization.

Groff: He appreciates sitting on the Task Force and seeing how legalization has impacted our state. It is hard for policy makers to make decisions without data. There is a public health impact from how its marketed, how its packaged to how its sold. Colorado has the best awareness and education.

Washington has the best data.

Wells: Behavioral health perspective- since legalization. Data from treatment providers. The drug of choice has shifted. In the past 18-26 year olds first used alcohol then marijuana. The rate of youth using marijuana has gone down- heroin, meth, and opioids have gone up because they are much cheaper.

Berry: It is critical for law enforcement training to include field sobriety testing. POST has been training on marijuana for three years and there is still a lot of confusion. Don't forget about banking. Another early issue with edibles was children ingesting.

Mitchell: Canines that were trained to hit on marijuana when it was illegal are no longer useful.

Flavia: Treatment tends to have more of an alcohol emphasis verses marijuana or a poly drug focus. It is very important to educate providers to expand their focus.

Please discuss the disparity between DUI and Marijuana messaging.

Davis: Focus groups of people that partake indicated that people didn't know driving is illegal, many thought they drove better. They also learned from the focus groups that they wouldn't respond to preaching. The messaging focused on having earned the right to use it but not to use it on the road way. Best way to reach the audience is point of use or point of sale. Everyone knows you can't drive drunk so the focus is now on tools. Over 90% of people now know they can get a DUI. Education on using Uber/lyft. Also making sure law enforcement is trained. Funding for DUI awareness comes from NHTSA so it has to have an enforcement message. Marijuana is state money.

Sonderup, L.: We have created messaging that is cultural appropriate, meaning that it is culturally relevant and linguistically relevant.

Anderson: Typically, when looking at a year-end stats about 70% of tests run test positive for marijuana. Of 30 tests run in December, 25 had marijuana and of those 15 were poly.

Question: What are you doing to decide if the person is high at the time of stop?

Groff: Delta 9 THC is the impairment factor. Delta 9 will spike very quickly and then come down. Law Enforcement needs to be highly trained.

Question: How do you deal with edibles since they have a longer onset and longer high?

Carrier oil accelerates onset. We have become better at identifying appropriate dosing.

Casias: Just because it is legal does not mean you can use freely. There are limitations on where you can use it. That message needs to be made from the beginning. It is legal, it is not public.

Question: How do you prevent targeting a specific population?

Ticer: Biased based policing and racial profiling is all unlawful. His law enforcement agency is required to track a lot of data for accreditation. He looks at the data to ensure there is not a disparity. As Chief he requires the focus be on impairment not on race.

Casias: The judiciary should be more active. If he sees a discrepancies in his court room he asks why charges might be different for different races, classes of people. Judiciary should be responsible for ensuring this.

Ticer: Look at Avon County, in 2010, an Immigrants Advisory Committee was formed to improve relationships with immigrants. About 50% of the population is Hispanic. The outcome of this was greater understanding of others issues and concerns.

Graham: Next month will kick off the Violation of the Month, a partnership between NHTSA and the Denver Metro Sheriffs and Chiefs.

Cole: CIG public relations: building stakeholder relations. If you would like to participate please get a hold of Sam and ask him for more info.

Anderson: Thanked Patrick Mahoney for having a presence at the X games.

Meeting adjourned, 11:15 am, Maroney, Wells

Next Meeting: February 16, 2018 9:00-12:00pm
Colorado State Patrol Academy
15055 S. Golden Road Carrell Hall, Building 100, Golden, CO

In attendance:

Chief Bob Ticer, Loveland Police Department, Chair
Glenn Davis, Colorado Department of Transportation, Vice Chair
Rebecca Novak, Colorado State Patrol, Secretary
Kristi Kelly, MIG
Steve Johnson, County Sheriff's Association
Benjamin Mitchell, DOR-DMV
Ben Whitney, Weld DA/CDAC
Patrick Maroney, DOR-Liquor Enforcement Division
Josh Downing, Major CSP
Ed Casias, SCAO – Summit County Court Judge
Fran Lanzer, MADD Colorado
Christine Flavia, OBH
Katie Wells, OBH
Susan Colling, Judicial and Probation Services
Jeff Groff, CDPHE
Carolyn Berry, Attorney General – POST
Gene Giron, Miller Coors
Kim Ferber
Curtis Hanock, OBH
Jack Reed, DCJ
Laura Sonderup, Hispanidad
Matt Sonderup, Hispanidad
Sam Cole, CDOT
Al Graham, NHTSA Region 8
Sam Aspnes, CIG Public Relations

Mike Fabian, Creative Treatment Options
Bob Welzer, retired, NHTSA Region 8
Michael Steppat, Wine and Spirit Wholesalers of CO
Christine Demont, CDPHE
Dan Anderson, CBI-Toxicology
Katie Hecker, SCAO, Problem Solving Courts
Andreas Calabrese, TVM Media
Renee Sedlacek, Drake University
Ellen Anderson, Retired, Pitkin Co. Sherriff's office
Ed Wood, DUID Victims Voices
Wes Melander
Will Garriott, Professor Drake University
Dana Minter, Drake University
Jacey Redman, Drake University
Morgan Ridout, Drake University
Abi Grimminger, Drake University
Jessi Jones, Drake University
Troy Curfman, Drake University