



Upcoming CTFDID

Meeting Dates

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September 15, 2023 CSP
Training Academy Bldg. 100

October 20, 2023 TBD

November 17, 2023 TBD

December No Meeting

Meeting Agenda

Friday, August 18, 2023

9:00 am – 11:00 am

The August 2023 meeting will be held virtually and in-person attendance.

The HSO has reserved a meeting room for those attending in person at the Colorado State Patrol Training Academy- 15055 South Golden Road, Bldg. 100, Golden, CO

Virtual Link-

Google Meet joining info

Video call link:<https://meet.google.com/knf-hncy-yjh>

Or dial: (US) +1 307-370-1339 PIN: 514 921 366#

More phone numbers: <https://tel.meet/knf-hncy-yjh?pin=5876437172056>

Mission

The mission of the Colorado Task Force on Drunk and Impaired Driving (CTFDID) is to support the prevention, awareness, enforcement, and treatment of drunk and impaired driving in Colorado through strong partnerships with public, private, and non-profit organizations.

The CTFDID brings people together, creating a forum for victims and advocates to access many experts and resources in one place. It provides a formal mechanism to leverage resources in order to create a multi-faceted approach to solving a problem, which is often minimized and understated in our community. The CTFDID acts as a resource for the legislature, enabling it to consider more cohesive, well-thought-out proposals.

9:04 Welcome, Introductions, and Mission Statement:

- Tuesday Black, Highway Safety Office/CTFDID Acting Chair
- Reading of the CTFDID Mission
- It has been pointed out that to be following the Open Meeting Act Rules, there will need to be changes to the current meeting procedures.
 - Attendee names read from the physical sign-in sheet, the virtual attendants and two phone-in attendees.
 - 12 Voting members in attendance

9:23 Minutes of Previous Meeting (June 2023):

- Tuesday Black, CTFDID Chair
 - **June** minutes approval (Agenda previously showed March)
 - Motion made and Second received– No vote taken

9:25 Media Relations and Upcoming Events: Sam Cole, CDOT, Office of Communications

- Longest DUI enforcement period of the summer launched this week (21 days)
- Visibility at 2 baseball games Windsor & CO Springs with public service announcements and giving away \$10 Uber ride credits. Trying to raise awareness away from the Denver Metro area.
- New public service announcement in chat featuring a victim and scientific evidence as to why one should not drive impaired. A large ad buy will be centered around this PSA in the coming months
- There is a need for \$2,000 in incentives to give away to offenders who complete a survey about why they refused a toxicology test. Survey developed by Task Force sub-committee. Thinking to use funds for Uber/Lyft ride credits. Reach out to Sam with any ideas for funding.

9:28 NHTSA Region 8 Update: Ross Washburn, NHTSA Program Manager

- Labor Day Enforcement- NHTSA contribution is about \$14.8 million campaign dollars spent. The target population is 18-34-year-old males. Focusing on the alcohol messaging (65%) but not forgetting the drug impairment messaging (35%).
- Interested in working with local entities, supporting with messaging or funding etc.
- Ewarrant supporting funding for impaired driving enforcement has about 1 Million dollars available. Must be spent by 9/27/23. Requirements have been loosened up. This may be a funding means for Sam Cole. Reach out to Ross for an application. Per Gina Espinosa the funding can be used for any kind of intervention at this point, it just has to be spent by 9/27/23. The application process is being expedited.

9:32 Statistics

Tuesday Black, CDOT- State Fatality Numbers:

- 422 fatalities statewide as of 8/3/23, compared to 444 fatalities last year 8/3/22
- El Paso County highest fatalities (45) as of 8/1/23, Denver (40), Arapahoe County (38), Adams County (34) and Jeffco (27).

Sarah Barkley, CDPHE

- Unable to hear, will reach out on the chat.

Logan Hunt, DOR (reporting in place of Crystal Soderman)- Refusal Rates-

June had 800 express consents of which 333 were breathalyzers, 442 were refusals and 25 blood tests. In July there were 839 express consents of which 355 were breathalyzers, 459 refusals and 15 blood tests. Making it a 52% refusal rate for the year so far.

- Tuesday Black asked if we could get a report by county or agency. Logan was unsure if this is currently available. Might be a special request report. Tuesday stated that the Refusal sub-committee is wanting to know which agencies are doing well and who are struggling to lower the refusal rate. Is there a model agency? Comments from law enforcement?
- LTC Downing (CSP) – stated that the training for refusals is very specific. Training from POST is what is followed. Another way of going about it would be to use Sam Cole's survey to find out where people are getting the information causing the refusals. There is also the opportunity to use that current court case (Raider case) to get blood draw after refusal. CSP troops working with DA's etc. in Douglas county so that if a person refuses, a blood warrant is issued. This was started in June and at this point there is

- not enough data to determine if it is working yet or if the word is getting out about the blood warrants. Would like to have the Captain come in to talk about the program once there is enough data.
- Abe Hutt (CO Criminal Defense Bar)- I see a lot of these cases, training lawyers, watching BWC video. He sees a lot of officer to officer interactions where some officers have decided that it is better to have refusals based on BWC versus incident reports. These officers believe it is easier to prosecute refusals and this needs to be addressed. Many factors go into the decision to refuse or not at the time (could make a whole flowchart) and it is difficult to find one answer as to what has the most influence. Abe feels the decision point should be when the person decides to drive, not whether to refuse a toxicity test. Questions whether a positive reinforcement to encourage testing instead of only a punitive action would be beneficial (not sure if there is a way to do this).
 - Tuesday Black HSO- stated that prosecutions are fairly steady with the refusals, more of a concern are the DOR hearings as they are more difficult with refusals from what she is hearing. They have a higher rate of prosecution (if that is what it is called) when there is a submission. Crystal Sodderman had those stats earlier, Logan do you have them?
 - Logan Hunt- does not have those hearing statistics, but did find a 2022 report breaking down the refusals by agency. Per Tuesday it should be presented to the Refusal subcommittee
 - Fran Lanzer- stated it is also heavily dependent on whether an officer is at the hearing. Documentation of refusal has to be well documented if the officer is not present. Hoping to get stats from Crystal at a later date.
 - Abe Hutt unaware of subcommittee would like to help. The next Tox Refusal meeting is 8/24 2pm (virtual meeting) If you are interested, send Tuesday an email to get on the distribution list. The invite will be sent by Sam Cole.
 - LTC Downing-Is less worried about the DOR hearings, but rather the striking increase in the refusal rates. They used to be around 35-38% and it has increased to around 50%. Not sure if there is a correlation, but the conviction rate is also going down. CSP is interested in seeing if there is a correlation. Is it something the agency is perpetuating or is there misinformation out there?
 - Fran Lanzer says the Refusal subcommittee meetings are very informative

Dr Cindy Stewart, CSP Data- Reminder that the numbers are CSP data only not statewide data

- January to July 31 of this year CSP has covered 34 fatalities (8 in July) due to impaired driving.
- Last year at this time CSP was at 50 fatal crashes (12 in July).
- Injury crashes related to impaired driving from January to July 31- 282. Last year there were 328 injury crashes related to impaired driving
- The overall percentage is holding steady
- Reactive citations 1,035 and 2,249 Proactive citations
- During the month of July 182 proactive and 146 reactive citations.
- Received green light for public facing websites and the first site will be addressing impaired driving, giving the public access to this information. No estimated date for completion.
- If you would like to be added to the distribution list to get this report email: cindy.stewart@state.co.us
- Tuesday Black asked how understaffed in the Trooper position is CSP?
- LTC Downing- CSP is down 100 troopers statewide. The last time fully staffed was in 2017. CSP now has a rolling academy every 12 weeks with a smaller class size. Applications dropped in the last three years. With the new process 800-500 applications are received each time the application is opened which can fill 2 classes. 18-22% of the

class become troopers.

10:02 Legislative Updates:

Tuesday Black, HSO

- Waiting on final review from the Governor's Office and the CDOT Office of Policy to release the final report for HB2231- study of devices assessing motorist impairment based upon the study coordinated by HSO in the Boulder area. A question was asked about a previous due date and Tuesday mentioned that there was a postponement that took place.

Captain Mike Honn, CSP

- TLRC hearing on Monday; CDOT & CSP will be presenting fatal data and the state of CDOT. 20 people on the bipartisan committee including the House and Senate Transportation committee members.
- Will know more about the bill ideas and the governor's office agenda items after Monday.
- Tuesday Black asked about the meetings being held in Sept/Oct. Captain Honn confirmed meetings are being held throughout the summer- one already took place in July. Next meeting will be Monday and then the meetings in Sept/Oct. The decision on the final bills to move forward will take place at the Oct meeting.
- Tuesday Black asked if would it be good to have the CTFDID annual report ready for the Oct meeting. Per Captain Honn the agenda is still up in the air. Captain Honn is happy to ask about putting it on the agenda.
- Ed Wood asked the time and location of the meeting. Meeting will be from 9am to 5pm. Captain Honn to post link in chat to include all future meetings
- <https://leg.colorado.gov/committees/transportation-legislation-review-committee/2023-regular-session>
- There is also a link on the top right for a link to listen.
- Fran Lanzer- stated the finalized published CTFDID annual report might not be ready by October but the task force can finalize their recommendations and have a one-page summary available.
- Tuesday Black- noted that the work order for the contractor hired to produce the annual report has run out and CDOT is working on funding to continue the work.
- Fran Lanzer- noted the deadline for completion of the CTFDID annual report is actually January.
- Tuesday Black- announced an open dialog at the 9/15 meeting about what the task force's five recommendations will be for the legislature; hoping to have a quorum in order to vote and finalize the five recommendations.

Fran Lanzer, MADD – MADD is still developing legislative agenda for next year. Fran is a member of the Liquor Advisory Group (part of the Liquor Enforcement Division) which is meeting per the Governor's request to develop recommendations for the legislature. The report should be finalized by Oct. Maybe he can share after that. Most of the recommendations don't have anything to do with this taskforce.

- One of the recommendations is training for staff/servers at retail stores as well as bars and restaurants.
- Robust debate about the 2AM closing time. The idea of throwing out customers at 2am has public safety/health issues. An alternative is to stop serving at 2am but close doors later (establishment not wanting to be open later with no revenue generation). The Legislature must approve and local entities will have to enforce.
- An issue relevant to the task force's mission is the decline in federal funding for victim of crime assistance. Victim assistance groups came together to convince the legislature to pass HB1107 which provides Colorado funding for victim assistance.
- There continues to be talks about racial profiling and what should be primary & secondary offenses

Allison Rosenthal, CDPS

- Impaired Driving report for calendar year 2020
- https://cdpsdocs.state.co.us/ors/docs/reports/2022-DUI_HB17-1315.pdf
- Crime Stats <https://coloradocrimestats.state.co.us/tops/>

10:14 Presentations/Updates

MADD Court Monitoring Program Report- Amber and Hannah (MADD)

- The presentation will be attached with the minutes.

Lisa Maestas, DOR – Approved Responsible Vendor Training -Liquor Enforcement Division

- Statutorily mandated training - ATS Request- Discuss the effectiveness of TIPS training, accessibility, length, etc. Lisa Maestas
- Only mandates those offering tastings. Responsible Vendor status is voluntary cannot be done online. LIVE streaming is acceptable have to see students and testing has to be approved
- Standards- complete training w/in 90 days of hire
- Attendance tracked 70%+ score on testing to pass
- The presentation will be attached with the minutes.

Melodies Clayton- Advancing Transportation Safety Initiative-ATS

- Coalition to address safety from a multi-disciplinary approach is part of the strategic transportation safety plan published in 2020
- Within the report there are five emphasis areas, each with individual focuses.
- Get a pulse on goals such as the high visibility enforcements
- Wanting more data about the results of the Responsible Server Trainings
- Per Tuesday Black -Jenna Jones says there is evidence that TIPS training is underwhelming
- Michelle Stone-Principato asked if is it by a specific vendor or by vendor type? Change terminology to Responsible Vendor Training instead of TIPS as TIPS is an actual vendor. LED currently does not have statistics of pass/fail rates for licensees that take these tests with the vendors. From an audit of the Responsible Vendor Trainers this past year we did revoke/deny 17 trainers due to lack of training materials.
- Fran Lanzer- suggested research from Dr. James Bell and Jenna Jones will have Colorado specific data to compliment his work. Are these one-time programs or continued education because that could make a difference?
- Bonnie Holiday CDPHE- during pandemic, the idea of going into bar with an underage person to test servers was suggested, however she chose not to pursue that idea. Instead on a small scale used the incentive of giving servers gift cards when they did ID customers.
- Routt county paired local retailers/servers with mental health first aid.
- Andy Klosterman- retailer perspective would like to get involved and has had hundreds of servers go through training and it is less effective as a 1x class.
- Melody invites folks to the working group 2nd Wednesday of the month link for calendar <https://www.codot.gov/safety/stsp>
- Program effectiveness of the *277 reporting impaired drivers would like to get more info-
- CSP LTC Downing will put Melody in touch with Jeremy Bussell, Director of Communications or Captain Carnival. They track how many calls, actual stops based on calls to get our data. The program is a huge burden on our communications officers. They receive about 30,000 calls

Tuesday Black, CDOT

- HSO impaired driving assessment offered January 22 through the 26th, 2024. Invitations and an agenda will be sent out.
- Welcome two new voting members of the task force: Aaron Steinke representing Manufacturer of alcohol, alcoholic beverages and Teri Vogel is representing a victim or a family member of a victim of drunk/impaired driving (victim voices).
- Honor Jared Torsney for his work and contribution to the task force as he steps

down from being a voting member.

- Next three meeting locations need to be decided.
- The Sept meeting will be a time for all voting members to have an open conversation about the five recommendations of the task force to the legislature. Will stay in the Denver metro area. It is important to have a quorum to be able to vote on the recommendations. Voting members please plan on attending.
- If you would like to suggest a location in your area for the Oct/Nov meetings please send to Tuesday. The November meeting will need as many voting members as possible to vote on the Chair and Co-Chair to start serving in January 2024.
- There will not be a meeting in December.

11:00 Lighting Round: Tuesday Black Acting CTFDID Chair

- Michelle Stone-Principato- There are more liquor advisory groups. The next sub-group meeting is 9/24 from 1-3. Go to Liquor Advisory Group banner on web page to get the zoom link. The public is welcome. The next LAG meeting is 9/14 from 9-12 and another meeting 10/5 from 9-12. Their report will be put to the General Assembly hopefully by 12/1/23. Summer session on rulemaking and a hearing on 10/17. So far, the LAG has 25 proposals to go to the General Assembly.
- Mark Ashby- want to reaffirm our appreciation to Jarred Tornsey and POST for the great job training DUI instructors.
- Christopher Poirier – DOR- Marijuana Enforcement Division is moving forward with rulemaking. There are two workgroups, one on 8/31 and one on 8/18. Meeting info on the website. Announcing listening sessions for natural medicine
- <https://dnm.stg.colorado.gov/>
- Charla Phagan- An amendment to the June minutes was received via email from Allison Rosenthal. The amended minutes will be sent out again for review.
- Ed Wood – shout out to Allison for her great work. The primary cause of DUIs and convictions has been alcohol (59%) while the popular focus has been on drug impairment- not necessarily THC (only grown from 5 to 7%) but the polydrug use has gone from 13% to 29%.
- Fran Lanzer- Thank you to Ed who ran the legislation that created the report. There will be two Walk like MADD 5k fundraising events coming up- Windsor tomorrow and 8/23 in Colorado Springs. For information go to WalklikeMADD.org

11:10 Tuesday Black called for a motion to adjourn the meeting. A motion and second were received. No vote was taken.

Next Meeting:

- Next meeting September 15, 2023. Location to be determined.

CTFDID Meeting August 18, 2023

| Name (Print Please) | Agency | Email Address |
|-----------------------------|-------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|
| Glenn Davis | CDOT | |
| • Fran Lanzer ✓ | MADD | |
| Crystal Soderman | DOR | |
| • Michelle Stone-Principato | DOR <i>online</i> | |
| Allison Robinette | DOR <i>online</i> | |
| • Sasha Cafaro ✓ | SACO SCAO Division of Probation Services | sasha.cafaro@judicial.state.co.us |
| • Josh Downing ✓ | CSP | |
| Daniel Gagarin | Public Defender | |
| • Webster Hendricks ✓ | Substance Abuse/Tx - <i>BHA</i> | webster.hendricks@state.co.us <i>webster.hendricks@state.co.us</i> |
| • Bonnie Holladay | DHS | |
| Maggie Sahlieh | Div Probation Svcs | |
| • Greg Daly | Chief, Avon PD | |
| • Dave Fisher ✓ | Undersheriff, Elbert County SO | dave.fisher@elbertcounty.co.gov |
| Julie Nackos | Victim/Family Representative | |
| Jennifer Knudsen | State Organization of DA | |
| • Abe Hutt ✓ | State Organization of Defense | |
| • Andrew Klosterman | State Organization rep persons selling alcoholic bererage for off premise | |
| Paul Aylmer | State Organization rep persons selling alcoholic bererage for on premise | |
| Hope Schwanke | Person Under 24 enrolled in secondary or post secondary school | |
| Shayna Kafals | State Organization that represents alcohol and drug addiction counselors | |
| • Truman Bradley | State Organization represents persons licensed to sell retail marijuana off premise | |
| Sarah Woodson | Representative retail or medical marijuana industry owner or manager | |
| • Allison Rosenthal | Researcher | |
| Cindy Stewart | CSP | Cindy.Stewart@state.co.us |
| Charla Phagan | CSP | charla.phagan@state.co.us |
| Wesley Knox | Smart Start | wknox@smartstartinc.com |
| <i>MATTHEW</i> | <i>Smart start</i> | <i>Matthew.Lav@SmartStartInc.com</i> |
| Amber Arndt | madd | Amber.Arndt@madd.org |
| GINA ESPINOSA | NHTSA REGION 8 | GINA.ESPILOSA - SALCEDO@DOT.GOV |
| Ross Washburn | NHTSA Region 8 | ross.washburn@DOT.GOV |
| JIM BATH | CDOT | JIMMY.BATH@STATE.CO.US |

| Name (Print Please) | Agency | Email Address |
|---------------------|----------------------------|--------------------------|
| Abe Huff | Colo. Criminal Defense Bar | abe@aklawpc.com |
| Erin Brannon | EDOT | erin.brannon@state.co.us |
| Ed Wood | DVID Victim Voices | edwood27@idoud.com |
| Hannah Huynh | MADD | |
| Fran Lanzer | MADD | francis.lanzer@madd.org |
| Josh Downing | ESP | |
| Video Callers | | |
| Truman Bradley | | |
| Lee Birk | | |
| Nick Hazlett | | |
| Allison Rosenthal | | |
| Andrew Klosterman | | |
| Bonnie Holladay | | |
| Christopher Poirier | | |
| Christy Tennant | | |
| Daniela Hernandez | | |
| Sgt Glenn Thomas | | |
| Jake Kai | | |
| Laura Sonderup | | |
| Kilya Smith | | |
| Lisa Maestas | | |
| Logan Hurt | | |
| Lorenzo Arellano | | |
| Mark Ashby | | |
| Mark Hunt | | |
| Melodie Clayton | | |
| Michelle Stone | Principato | |
| Mike Horn | | |
| Mirna Saeed | | |
| Nicole Walpole | | |
| Rebe | | |
| Rita Rochelle | | |
| Sam Aspres | | |
| Sam Cole | | |
| Stacey Haveman | | |
| Terry Vogel | | |
| Chief Greg Daly | Phone #64 | |
| Aaron Stienke | Phone #92 | |
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