



#### Upcoming CTFDID

#### Meeting Dates

February 18, 2022

March 18, 2022

April 18, 2022

## MEETING NOTES

Friday, January 21, 2022

9:00 am – 12:00 pm

### Virtual Meeting

## 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.***

#### Welcome, Introductions, and Mission Statement:

- Bob Ticer, Chief of Loveland Police/CTFDID Chair
  - Attendees introduced themselves and the organization they represent.

#### Minutes of Previous Meeting:

- Bob Ticer, CTFDID Vice Chair
  - November minutes approved.

#### NHTSA Region 8 Update:

- Joe Livingston, NHTSA Region 8
  - State annual report is currently under review.
  - Work continues drafting the Interim Final Rule and interpreting the Bilateral Infrastructural Law. There is increased funding available to the state, both in General 4022 funding and specifically for 405B funding.
  - At a national level, NHTSA is emphasizing a data-driven program to identify the next steps towards creating targeted programming in large and diverse states, such as Colorado.
  
- Campaigns –
  - Super Bowl Campaign “Fans Don’t Let Fans Drive Drunk” through February

- 13, 2022. You can find materials at [www.trafficsafetymarketing.com](http://www.trafficsafetymarketing.com).
- Traffic Injury Research Foundation (TURF) study on people's attitudes towards driving impaired.  
<https://drive.google.com/file/d/1nPMYUbDX8BJhD-EIQfCm2Kf6JwmMmnPu/view?usp=sharing>
- New York Times article *America is Falling Apart at the Seams* contextualizes risky behavior and why people make risky decisions.  
<https://www.nytimes.com/2022/01/13/opinion/america-falling-apart.html>

#### Report on 2021 State Fatality Numbers:

- Glenn Davis, CDOT – We are only twenty days into the new year and will report at the next meeting.
- Sarah Barkley, CDPHE – Sarah presented the 2021 fatal crash data. If you would like a copy of her data, please send her an email at [sara.barkley@stae.co.us](mailto:sara.barkley@stae.co.us)
- Dr. Cindy Stewart, CSP – Cindy presented CSP proactive and reactive enforcement for 2021 alcohol and drug-related crash data for 2021. The year-end numbers will be finalized around mid-February 2022. If you would like to receive this information, send an email to [cindy.stewart@state.co.us](mailto:cindy.stewart@state.co.us)
  - Judge Casias from Summit County commented that he would like CSP and other law enforcement officers to consider shortening the summons' the return to court date from 90-days to 30-days.
  - Lt. Col. Downing stated he will do some additional research and will work with Judge Casias to see if something can be worked out.
- Glenn Davis – He will have more representative data to present next month. About 58 Colorado roadways users are dying every month, and this cannot become a culture of acceptability. The quickest way to get fatalities down is to change the roadway, vehicle, driver, or the law. As a result, the law changes the driver, so we look forward to the 73<sup>rd</sup> General Session of the state legislature and hope to see laws that address this problem.

#### Additions to the Task Force

- Allison Rosenthal, CDPS - Allison is a researcher appointed by a majority vote of the task force members and specializes in drunk and impaired driving research.
- Sarah Woodson, Executive Director of the Color of Cannabis and owner of a cannabis hospitality company and a cannabis delivery company – Sarah is also a representative for the retail and medical marijuana industry and consumers of cannabis.
- Tuesday Black, Program Manager and Court Monitoring for Mothers Against Drunk Drivers/Colorado – Tuesday is the new representative as a statewide organization for victims of drunk or impaired driving

#### Legislative Updates:

- Glenn Davis – The legislative session is just starting this month. Of noteworthy is Senate Bill 22055.
- Tuesday Black – In 2021, MADD worked with CDOT, MIG, and our law enforcement partners to secure \$2 million in marijuana tax cash funds for local law enforcement agencies to conduct high visibility DUI enforcement activities across the state. These funds had been slated for a 60% cut in the first draft of the Colorado budget, but instead

we secured more funding for HVE than we've ever had. This was a one-time fix though. At this point, the plan is to secure a one-year extension this year and then try for a permanent fix in 2023. Our lobbyist is already engaging legislators on the budget process and we're hopeful we can secure the extension.

Also discussed the SB 22055, "Alcohol Monitoring for Impaired Driving Offenders," which would allow a person to apply for early reinstatement with an interlock-restricted license. This bill increases the level of alcohol monitoring and accountability for people who get a DUI, including:

Early license reinstatement with an interlock-restricted license immediately, rather than waiting for the expiration of a one-month license suspension for a misdemeanor or felony DUI.

- 90 days of continuous sobriety monitoring for a person sentenced to probation following a third or subsequent offense, or a felony offense, for DUI, DUI per se, or DWAI.
- If the court finds that monitoring would not be in the interest of justice or if the person's residence is in an area where they cannot reasonably acquire a monitoring device, the person may be exempt.
- Payment for the costs of continuous alcohol monitoring for a person who is unable to pay will be funded through the offender services fund.

For more details, see the legislation tracker using the link below.

<https://coloradocaptialwatch.com/bill-analysis/6563/2022/0/>

#### Presentation:

- Allison Rosenthal, CDPS, presented findings from a study conducted by Jack Reed and her on "Driving Under the Influence of Drugs and Alcohol in Colorado." This study is an overview of drug impaired-driving impacts and the 2018 court outcomes of DUI cases. The slides are attached to the minutes.

#### Media Relations and Upcoming Events:

- Sam Cole, CDOT/Office of Communications
  - A press conference was held this week on the rise of fatalities. Chief Matthew Packard (Colorado State Patrol), Chief Vince Niski (Colorado Springs P.D.), and Mr. John Lorme (Colorado Department of Transportation, Head of Maintenance and Operations) participated in this press conference. About 12 media outlets attended.
  - CDOT is going to invest \$2,000,000 in media buys this year to address impaired driving, seatbelts, motorcycle safety, distracted driving, and the whole gambit of trying to encourage people to drive more safely,
  - CDO continues to get safety messages on the digital message boards.
  - CDOT Traffic Safety Summit is coming up that the Highway Safety Office is putting on.
  - Law enforcement and engineers in CDOT are doing all they can to improve roadway safety.
  - Enforcement periods:

- The New Year's Eve enforcement netted 83 arrests and no deaths during the New Year's Eve weekend.
- The Holiday Parties, around the second half of December, netted 311 DUI arrests for two weeks.
- Winter Blitz was last weekend for three days and awaiting results.

### Lightning Round:

- Tuesday Black
  - MADD & CDOT Law Enforcement Champions in May: please ask the CTFDID attendees to make a nomination. Please send the nomination link to Charla to email everyone she can email it to everyone.
  - MADD Ignition Interlock Report: MADD rates ignition interlock laws by states. Colorado received a C, but this grade will likely improve if SB22-055 passes. Ignition interlocks prevented 15,365 drunk driving (.08 BAC or greater) attempts in Colorado in 2020. CTFDID members can read more here: <https://www.madd.org/press-release/madd-grades-each-state-on-ignition-interlock-laws-pushes-for-lifesaving-improvements>.
  - Court Monitoring Report is completed and if you would like a copy of the report email Tuesday at [Tuesday.Black@madd.org](mailto:Tuesday.Black@madd.org).
- Ed Wood – Families or people close to the family that has lost a loved one will sponsor a roadway sign stating “please do not drive drunk.” A mother lost her daughter to drugged driving and received approval to post a sign on Highway 287, north of Ft. Collins, stating “don’t drive impaired.”
- Ellen Anderson – Aspen Police Department hosted a meeting earlier this week for police and bar management to discuss working together. Ellen attended that meeting and was impressed with the collegial and productive meeting. One topic discussed was a high volume of calls for service regarding bad behavior around bar closing time. Ellen suggested other police departments might be interested in hosting these community policing meetings among bar management and police.
- Robert Darrow - He is interested in Ellen’s suggestion and believes there’s a role for liquor enforcement. Robert will approach his leadership to see if they can become more involved in something similar.
- Sarah – Allison’s report was amazing, and she looks forward to permissible levels of impairment and knowing that standard. It was a great first meeting, and happy to be here.
- Chrystal Soderman – Firstly, the report that Tuesday discussed was timely as Chrystal has already been looking at it quite a bit to see what she can do to improve their score in Colorado. The areas that they thought had the most impact on their score will require legislative changes in Colorado. The bill Tuesday spoke about will help get it going in the right direction. Secondly, the felony DUI appeals case was settled, and the court determined the offender was eligible for early reinstatement with interlock instead of the one-year revocation. DOR can currently work with these individuals but are working to make this a permanent fix.
- Bonnie Holladay – Colorado is engaged in the process of behavioral health reform, including creating a new Behavioral Health Administration. Their new commissioner, Dr. Medlock, just started Tuesday.
- Webster Hendricks – The Behavioral Health Administration will streamline behavioral health processes across the state, ensuring nobody gets left behind or denied services because of overcrowding or lack of services. Dr. Medlock is the commissioner for Colorado’s Behavioral Health Administration, a newly appointed governor cabinet position. Webster will ensure there are impaired driving services and advocate for the improvement and quality care of these services addressing alcohol impairment addiction.

- Kerry Ferguson – On February 7, SADD partnered with Laura Stack with Johnny’s Ambassadors to put on a webinar for youth and adults. It will be on the effects of THC and high potency THC on the young brain. It addresses many things, such as mental health, addictions, and traffic safety. Please join us or pass it along. Register at <https://bit.WhosJohnny>. They will be giving away two \$250 prizes. There is also a contest for a winning student’s idea that addresses the dangers of cannabis on youth. The prize is \$2,500 to have an Emmy award-winning producer go to the student’s school to develop and film the student’s idea. It will air across the nation on over 160 television stations when completed. SADD and the National Traffic Association sponsor this challenge. DS 101 PSA Challenge: Weed Out Impaired Driving at <https://www.sadd.org/nrsfypsachallenge>. This information presented can also be found in the January CO SADDVOCATE Newsletter at <https://sway.office.com/9Fde7paFmp8NjwY?ref=Link>.
- Jack Reed – Thanks to the task force for appointing Allison. We talked about the decrease in Colorado DUI arrests being 22%, and the national percentage decrease in DUI arrests from 2019 to 2020 is 24%. There is a reduction across the board, and it is possible to see variations state-by-state but has not looked at that data yet. Looking at the last eight years, in 2012, there were over \$1 million DUI arrests, and in 2020 there was a little less than 600,000. This is about 450,000 fewer DUI arrests in 2020 compared to 2012. The trend should be considered, especially knowing these numbers in Colorado track with what we see nationally.
- Glenn Davis – Many things we talked about today are in the Task Force Annual Report recommendations. If anybody wants to look at those, pass them along, or any legislative action on them, the task force would be glad to be a resource for them. Before the legalization of cannabis, there would not have been a house bill 17-1350, where we get incredible information about cannabis. Ed and Rep. Singer had a lot to do with the legalization. That is an excellent report that made legalization happen. Allison, with your presentation, begins the Allison-Rosenthal era for data. Allison, Sarah, and Tuesday, Jim Bath and I will get together with you soon to go over the task force’s history and answer any questions. There are two openings on the task force, one for an alcohol distributor. Jim and I think we have located somebody and will be interviewing him soon.

Next meeting: February 18, 2022.

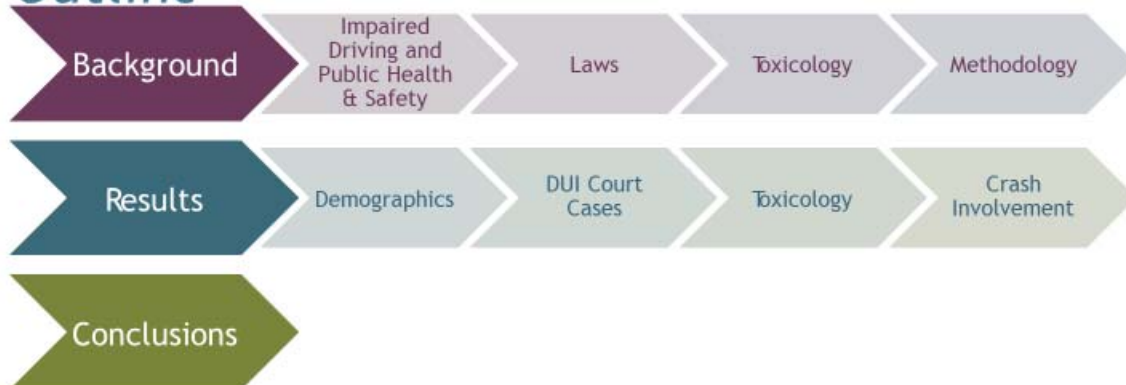
Meeting Adjourned

# Driving Under the Influence of Drugs and Alcohol in Colorado

Presentation to the Colorado Task Force on Drunk and Impaired Driving | January 2022

Allison Rosenthal, MPH  
Jack Reed, MA

## Outline





## Public Safety Threat of Impaired Driving



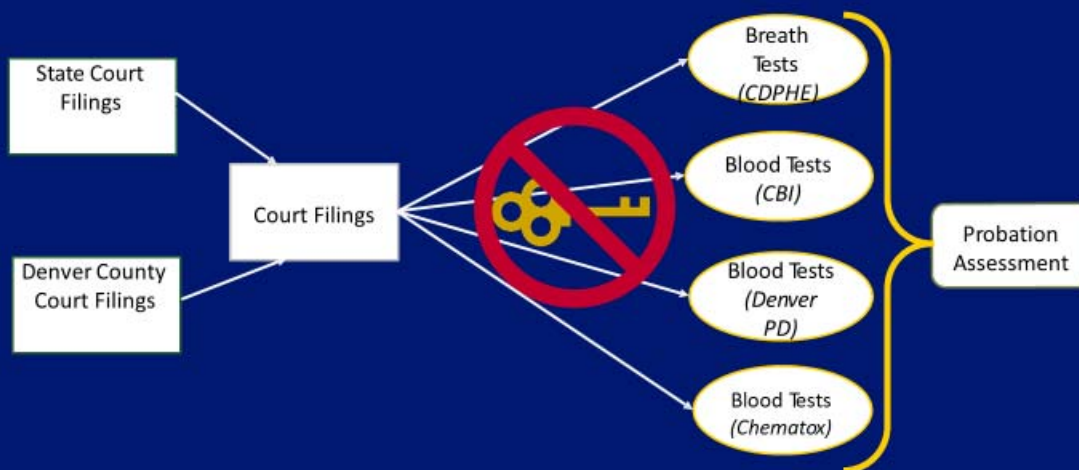
## *Drug Testing: Limitations and Developments*

- No centralized laboratory for all testing in Colorado currently, but recent policy change tried to create more access
  - Varied lab testing panels and law enforcement requests provide inconsistent data
  - In July 1, 2019, the Colorado Bureau of Investigation began offering **free, comprehensive toxicology** screening to law enforcement agencies.

# Charges of Interest



# Data sources used to monitor DUI court cases and toxicology and challenges of data linking



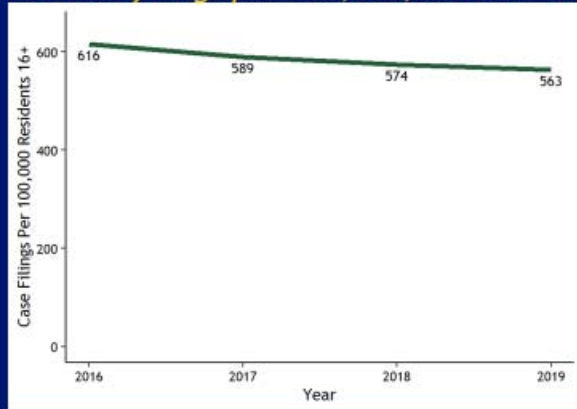




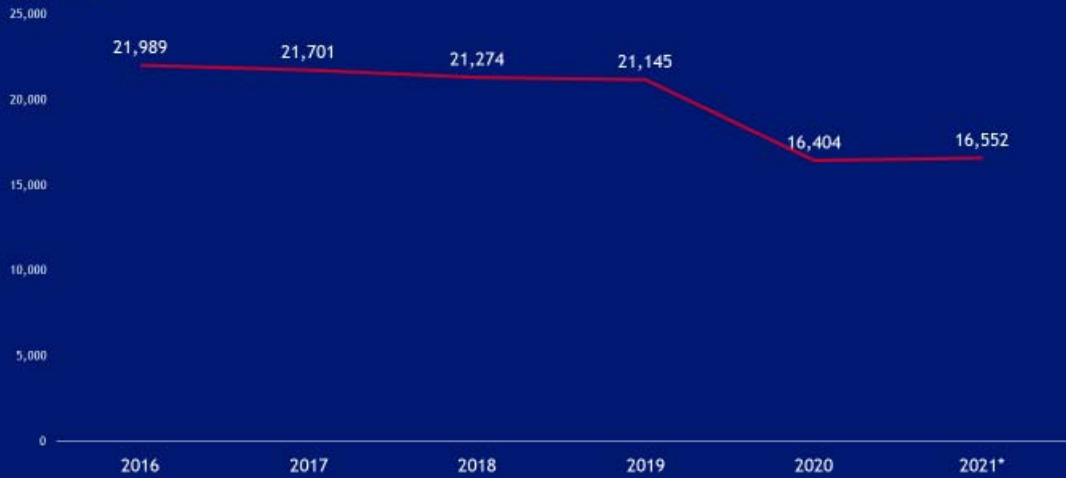
# Overall & Demographic Trends

## Steady Decline in DUI Cases from 2016-2019

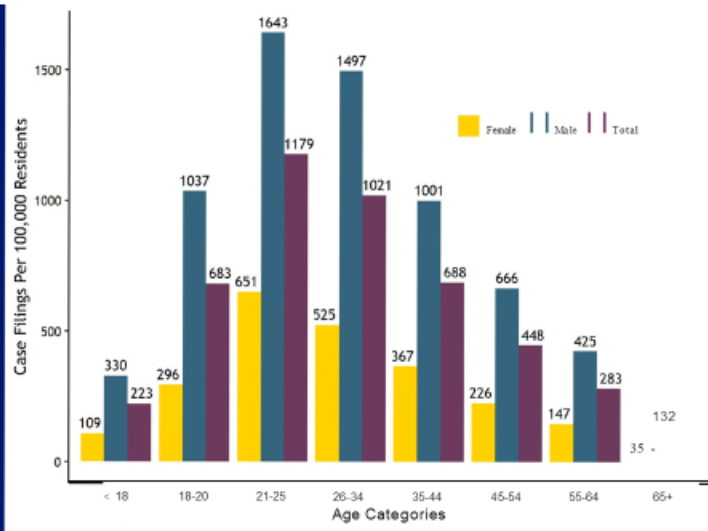
*DUI case filings per 100,000, 2016-2018*



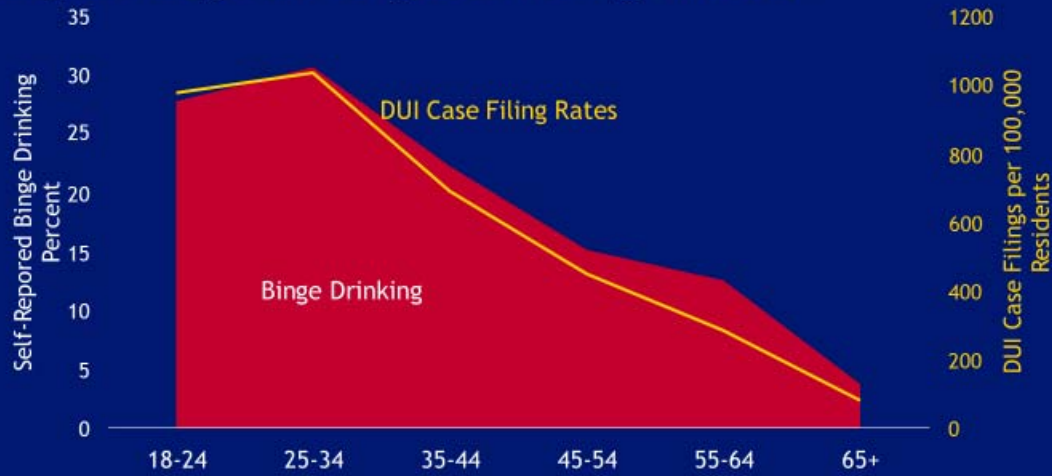
# Number of Arrests in Colorado for DUI, 2016 - 2021



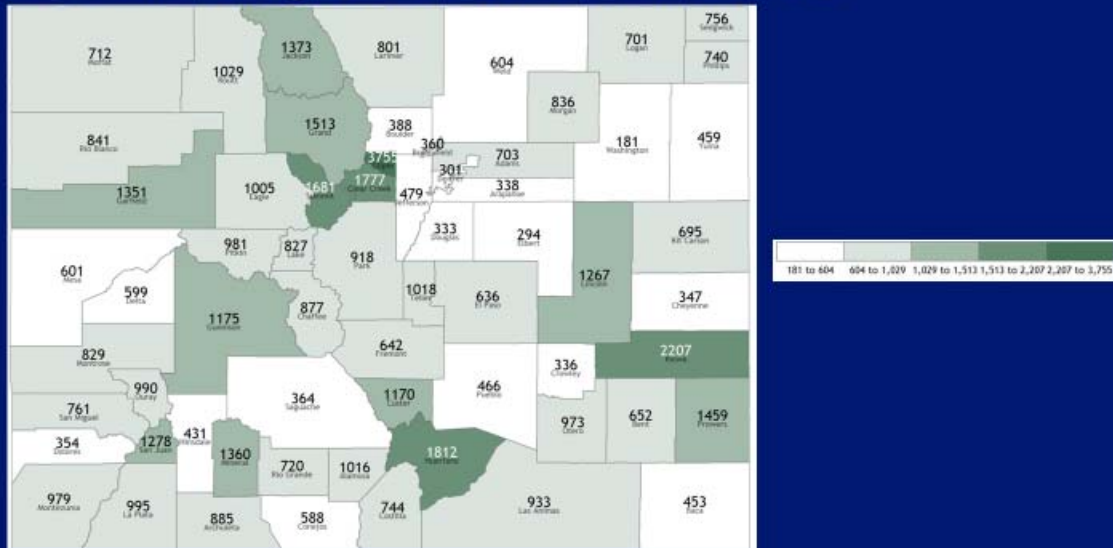
# DUI Case Filings by Sex and Age Group, 2018



## DUI Case Filing Rates Highest in Ages that also Report Highest Binge Drinking in 2019



## DUI Case Filings per 100,000 Residents 16+



# DUI charge findings, 2019 (n = 23,166)

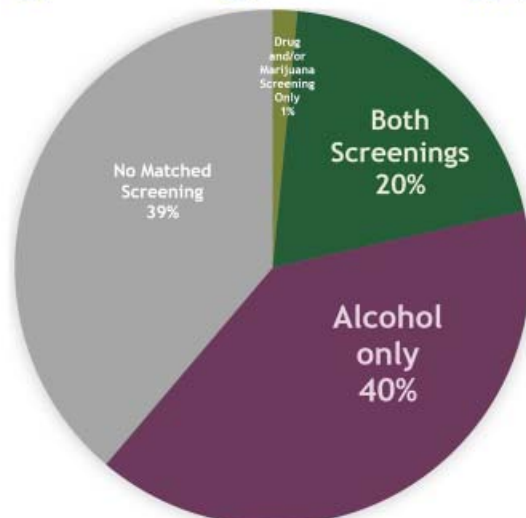


## Toxicology Trends

# Colorado's Linked DUI Court Case Dataset, 2019

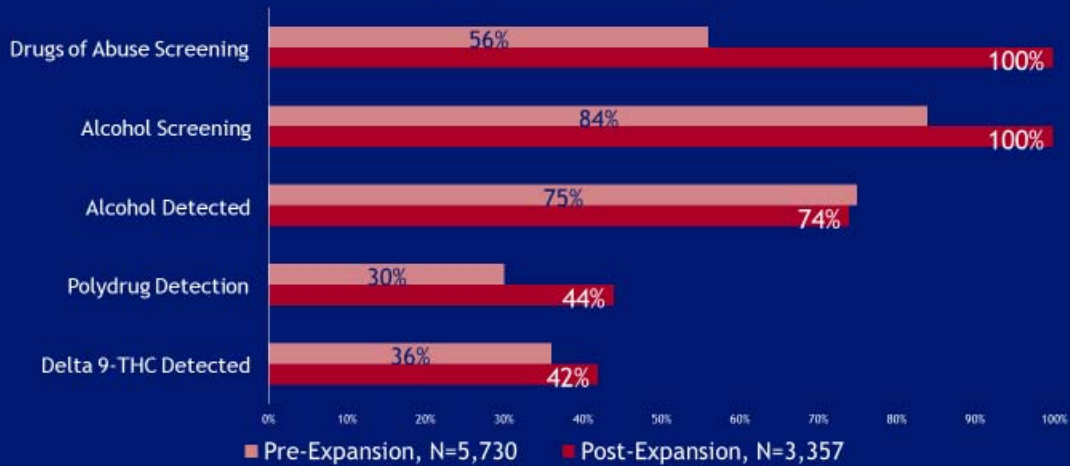


## Types of Toxicology Screening for Toxicology (n = 16,009), 2019



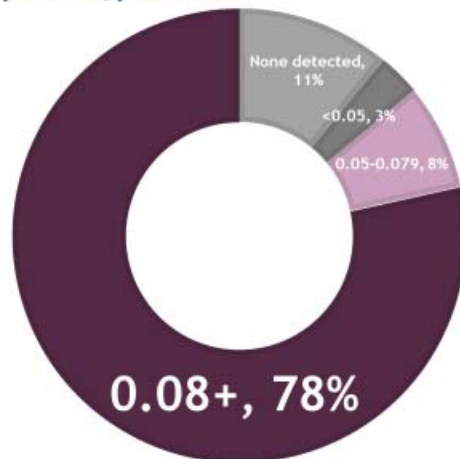


## CBI Toxicology Testing Comparisons, Pre- (Jan 2018 – Jun 2019) vs. Post- (July-Dec 2019) Expansion, 2019




 COLORADO  
 Department of Public Safety

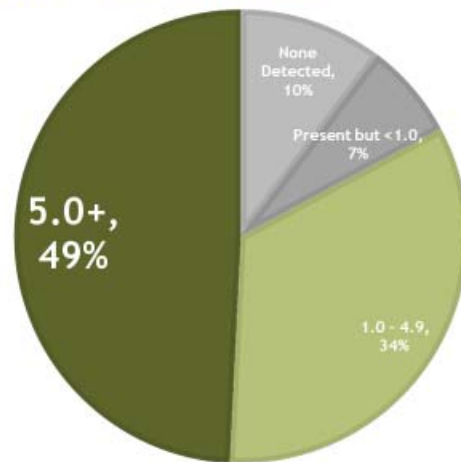
## BAC Toxicology Results Among Screened Drivers (n=15,605), 2019



**COLORADO**  
 Department of Public Safety

Data source: State Judicial Department, Denver County Court, CBI, and ChemaTox; Analyzed by: Office of Research and Statistics, Division of Criminal Justice, Colorado Department of Public Safety.

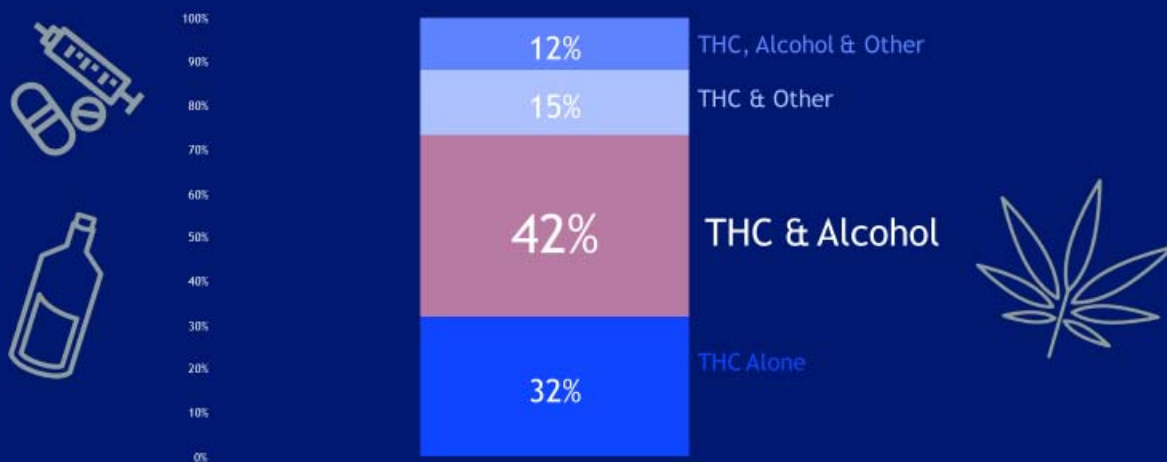
## Delta 9-THC Toxicology Among Cannabinoid Positive Drivers (n= 3,176), 2019



**COLORADO**  
Department of Public Safety

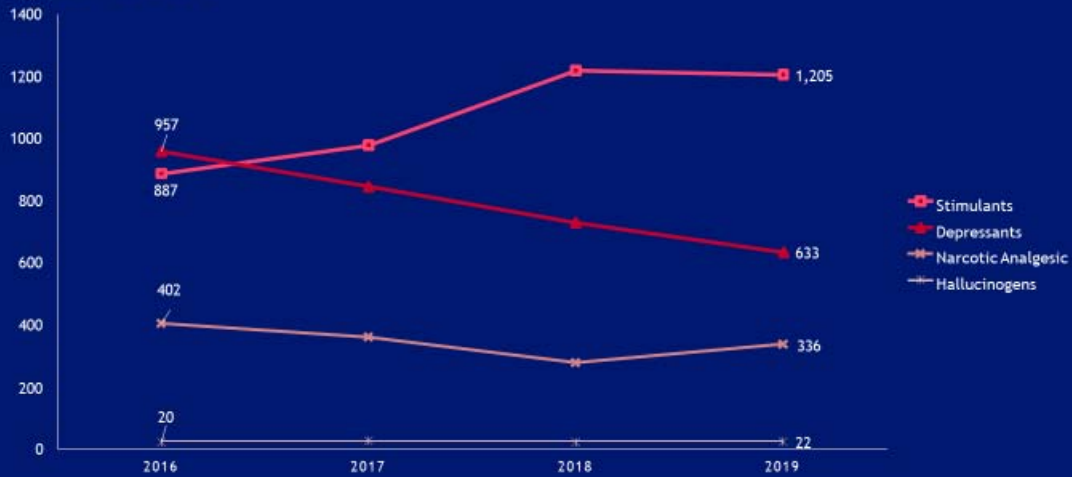
Data source: State Judicial Department, Denver County Court, CBI, and ChemaTox; Analyzed by: Office of Research and Statistics, Division of Criminal Justice, Colorado Department of Public Safety.

## Delta 9-THC Positive Drivers and Polydrug Detection, 2019 (n = 2,848)

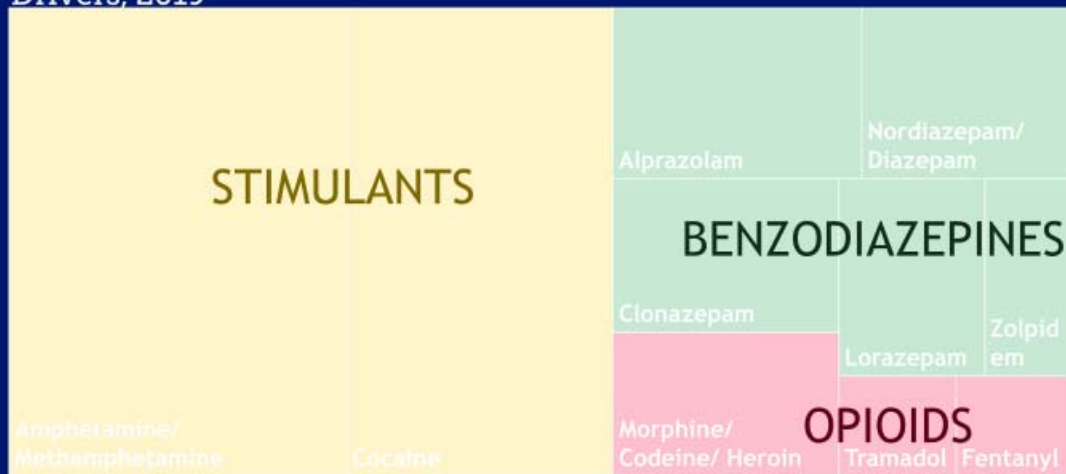


**COLORADO**  
Department of Public Safety

## Drug Categories Detected in DUI Court Case Filings, 2016-2019



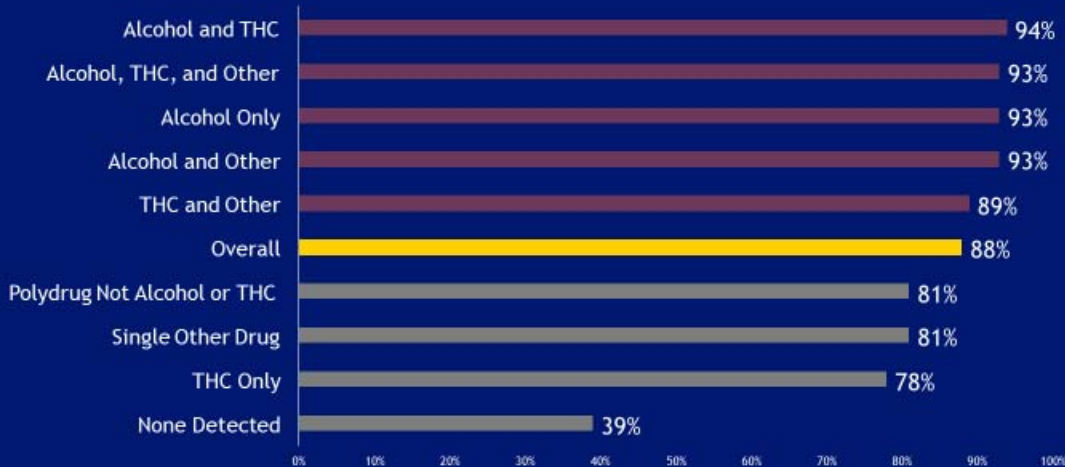
## Top 10 Non-Alcohol and Cannabis Drugs Found in DUI Charged Drivers, 2019



## Top 10 Non-Alcohol and Cannabis Drugs Found in DUI Charged Drivers, 2019

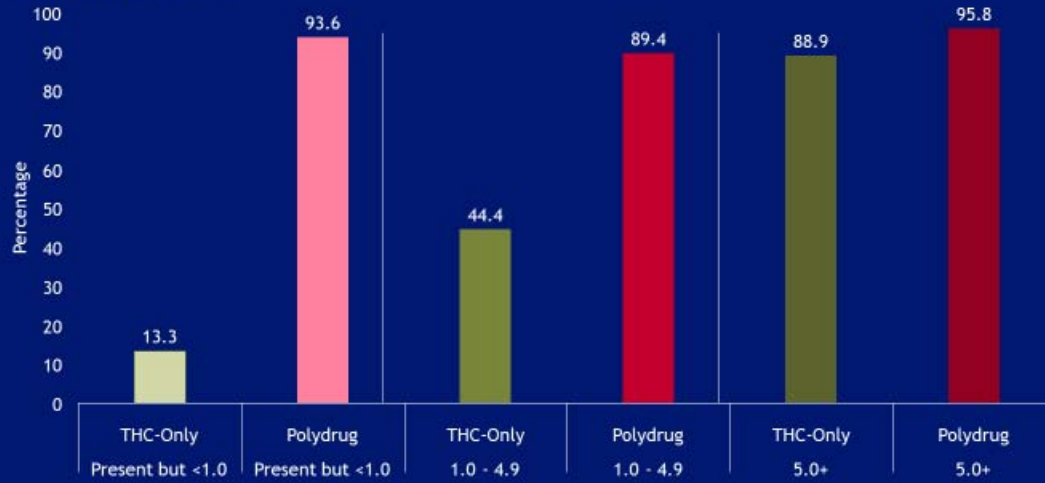


## Conviction Rates by Drugs Detected, 2019





## Conviction Rates by Delta 9-THC Group & Polydrug Status, 2019



Colorado Department of Public Safety  
 Department of Transportation

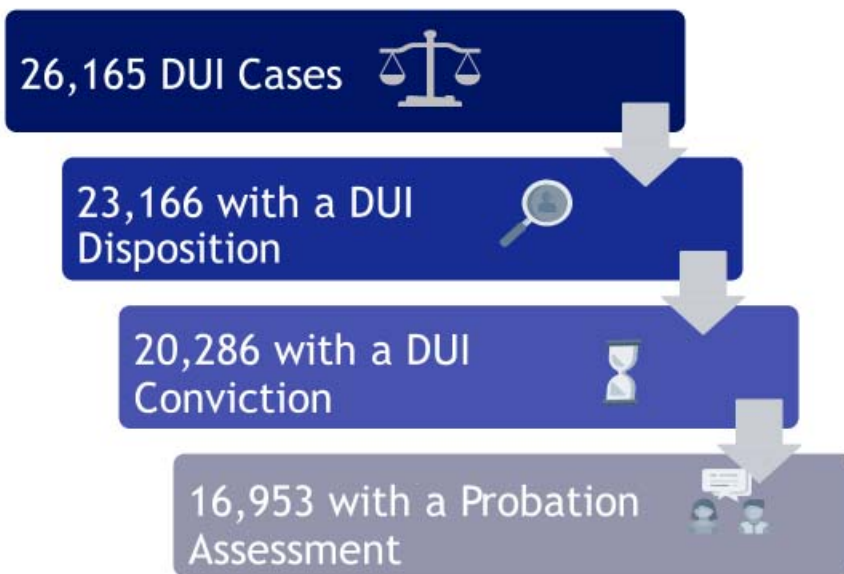


## Crash Involvement & Prior Arrests

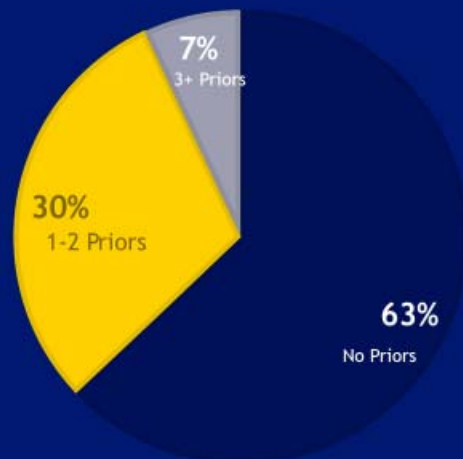


**COLORADO**  
 Department of Public Safety

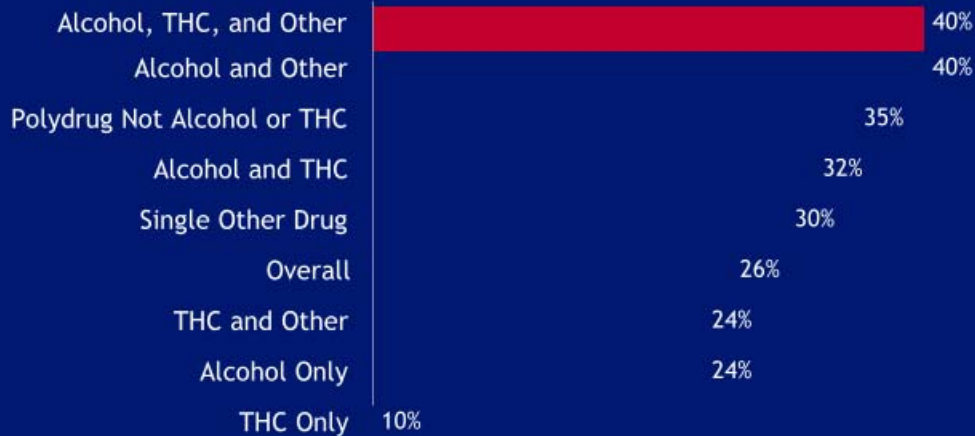




*Prior DUI/DWAI Arrests among Convicted Drivers, 2019*



## Crash Involvement Among DUI Convicted Drivers, 2019



## Conclusions

Impaired driving is a public safety and public health issue.

Success of CBI toxicology screening expansion in the first six months of the program.

Strong relationship between binge drinking and DUI Court Cases.

Alcohol and/or polysubstance use potentially associated with higher rates of crash involvement.

# *Thank you!*

Allison Rosenthal: [Allison.Rosenthal@state.co.us](mailto:Allison.Rosenthal@state.co.us)

Jack Reed: [Jack.Reed@state.co.us](mailto:Jack.Reed@state.co.us)

For more information [on additional analyses, references, please see our full Driving Under the Influence of Drugs and Alcohol Report.](#)



**COLORADO**  
Department of Public Safety