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Board Members

Cynthia H. Coffman
 Attorney General
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Chief John S. Camper
 City of Grand Junction
 Vice Chair
Chief Dan Brennan
 City of Wheat Ridge
Sheriff Ron Bruce
 Hinsdale County
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 Yuma County
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POST Director
 Cory Amend

POST Board Meeting

Colorado Department of Law

Friday, September 18, 2015

SME Committee Meetings: 8:00 am – 10:00 am

**Peace Officer Standards and Training (POST) Board Meeting:
 10:00 a.m.**

Introductions:

1. **Welcome** Attorney General Cynthia Coffman
2. **Pledge of Allegiance** Attorney General Cynthia Coffman
3. **Welcome and Introduction of new Board Members** Attorney General Cynthia Coffman
 Sgt. Lonnie Chavez – Grand Junction Police Department
 Kara Hoofnagle – Johnson & Wales University
 Susan Knox – United States Attorney’s Office
 Robert A. Lees – Robert A. Lees & Associates
 Jane Quimby – Western Colorado Community College
 Bradley F. Taylor – Goetz Insurors
4. **Introduction of Board Members, SME Members, Staff and Guests**
5. **Formal Board Recognition of Departing Subject Matter Expert Committee Members** Attorney General Cynthia Coffman
 Detective Vincent Fraker - Arrest Control
 Chief Todd Quick accepting on Detective Fraker’s behalf
6. **Roll Call** Director Cory Amend
 Declaration of a Quorum (13)

7. **Approval of POST Minutes from June 12, 2015**
(See supplemental handout)

Presentations:

8. **Subject Matter Expert (SME) Committee Reports:**

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| A. | Curriculum | Sgt. Graham Dunne, Chair
Dir. Cathy LaBrecque, Vice-Chair
Dep. Amanda Cruz-Giordano,
Board Member |
| B. | Arrest Control | Cmdr. Erik Bourgerie, Chair
SSgt. Brian Hill, Vice-Chair
Sheriff Chad Day, Board Member |
| C. | Firearms | Dep. Ed Kafel, Chair
Trng. Mgr. John Hood, Vice-Chair
Chief Dan Brennan, Board Member |
| D. | Law Enforcement Driving | Cmdr. Karl Smalley, Chair
Al Padilla, Vice-Chair
Chief John Camper, Board Member |

Action Items:

9. **Peace Officer Certification Revocation Actions**
(See supplemental handout)
- Tom Mullen
Compliance Investigator

- A. **POST Rule 9 – Revocation of Peace Officer Certifications – Felony Convictions:**

§ 24-31-305, C.R.S.(2)(a) A Colorado peace officer certification issued pursuant to subsection (1) or (1.3) of this section or 24-31-308 shall be suspended or revoked by the POST Board if the certificate holder ***has been convicted of a felony at any time***, or has been convicted on or after July 1, 2001, of any misdemeanor described in subsection (1.5) of § 24-31-305 C.R.S., or, has otherwise failed to meet the certification requirements established by the Board.

For purposes of this rule, the term ‘conviction’ includes any deferred judgments or deferred sentences imposed by a court or judge.

1. No. F15-03, **Garrett Michael Holmes**, Certification No. B139948 (PID 139948). On January 23, 2015, Respondent pled guilty to one count of Theft -\$2000-\$5000, §18-4-401(1),(2)(f), a class 6 felony. *The Respondent was not employed as a peace officer on the date of the offense (Date of*

Offense: August 31, 2014, Never employed). The Respondent has failed to comply with POST Show Cause Order F15-03 by failing to appear at the scheduled Show Cause Hearing. Director Amend recommends revocation of Garrett Michael Holmes' Colorado Peace Officer Certification No. B13998 (PID 139948).

2. No. F15-04, **Jarret Branson**, Certification No. B139874 (PID 139874). On January 30, 2015, Respondent pled guilty to one count of Stalking – Emotional Distress, §18-3-602 (1)(c), a class 5 felony, and one count of Official Misconduct 1, §18-8-404, a class 2 misdemeanor. *The Respondent was employed as a peace officer on the date of the offense (Date of Offense: August 14, 2014, separated September 16, 2014).* The Respondent has failed to comply with POST Show Cause Order F15-04 by failing to appear at the scheduled Show Cause Hearing. Director Amend recommends revocation of Jarett Branson's Colorado Peace Officer Certification No. B139874 (PID 139874).
3. No. F15-05 **Michael James Lorsung**, Certification No. B2263 (PID 115334). On June 2, 2015, Respondent was convicted of one count of Embezzlement of Public Property §18-8-407 CRS, a class 5 felony, and Official Misconduct I, § 18-8-404 CRS, a class 2 misdemeanor *The Respondent was employed as a peace officer on the date of the offense (Date of Offense: February 18, 2014, separated April 8, 2015).* The Respondent has failed to comply with POST Show Cause Order F15-05 by failing to appear at the scheduled Show Cause Hearing. Director Amend recommends revocation of Michael James Lorsung's Colorado Peace Officer Certification No. B2263 (PID 115334).
4. No. F15-07, **Johnny Ray Haney**, Certification No. B7370 (PID 113543). On May 14, 2015, Respondent was convicted of one count of Theft \$2000-5000 §18-4-401(1)(2)(f) CRS, a class 6 felony. *The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: December 2, 2014, separated March 16, 2001).* The Respondent has failed to comply with POST Show Cause Order F15-07 by failing to appear at the scheduled Show Cause Hearing. Director Amend recommends revocation of Johnny Ray Haney's Colorado Peace Officer Certification No. B7370 (PID 113543).
5. No. F15-08, **William Steven Berry**, Certification No. B16363 (PID 136529). On May 14, 2015, Respondent was convicted of one count of Embezzlement of Public Property §18-8-407 CRS, a class 5 felony, and Official Misconduct I, §18-8-404 CRS, a class 2 misdemeanor. *The Respondent was employed as a peace officer on the date of the offense (Date of Offense: January 17, 2014, separated April 9, 2014).* The Respondent

has failed to comply with POST Show Cause Order F15-08 by failing to appear at the scheduled Show Cause Hearing. Director Amend recommends revocation of William Steven Berry's Colorado Peace Officer Certification No. B16363 (PID 136529).

B. POST Rule 9 - Revocation of Peace Officer Certifications – Misdemeanor Convictions:

§ 24-31-305, C.R.S.(2)(a) A Colorado peace officer certification issued pursuant to subsection (1) or (1.3) of this section or 24-31-308 shall be suspended or revoked by the POST Board if the certificate holder has been convicted of a felony, or has been convicted on or after July 1, 2001, of any misdemeanor described in subsection (1.5) of § 24-31-30 C.R.S., or has otherwise failed to meet the certification requirements established by the Board. For purposes of this rule, the term 'conviction' includes any deferred judgments or deferred sentences imposed by a court. Revocation of peace officer certificates based upon conviction(s) of misdemeanor crimes are recognized in § 24-31-305(1.5) (b) thru (h), C.R.S.

1. No. M15-07, **Dale Michael Jordan**, Certification No. B11223, (PID 120348). On April 1, 2015, Respondent was convicted of one count of Sexual Contact – Victim in Custody –Attempt, § 18-3-404(1)(f) C.R.S., a class 2 misdemeanor, and Official Misconduct, § 18-8-404, C.R.S., a class 2 misdemeanor. *The Respondent was employed as a peace officer on the date of the offense (Date of Offense: May 15, 2013, – Separated August 27, 2013).* The Respondent has failed to comply with POST Show Cause Order M15-07 by failing to appear at the scheduled Show Cause Hearing. Director Amend recommends revocation of Dale Michael Jordan's Colorado Peace Officer Certification No. B11223, (PID 120348).
2. No. M15-08, **Carl David Anderson**, Conditional Certification (PID 130488). On June 2, 2015, Respondent was convicted of one count of Obstructing a Police Officer, § 18-8-104(1)(a), C.R.S., a class 2 misdemeanor *The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: August 14, 2014, – Separated October 05, 2007).* The Respondent has failed to comply with POST Show Cause Order M15-08 by failing to appear at the scheduled Show Cause Hearing. Director Amend recommends revocation of Carl David Anderson's Colorado Peace Officer Conditional Certification (PID 130488).
3. No. M15-09, **Shawn Henry Miller**, Certification No. B17880, (PID 138821). On June 19, 2015, Respondent was convicted of one count of Harassment - insults/taunts/challenges § 18-9-111(1)(h), C.R.S., a class 3 misdemeanor. *The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: May 4, 2015, – Separated: January 16, 2014).* The Respondent has failed to comply with POST Show Cause Order M15-09 by failing to appear at the scheduled Show Cause Hearing.

Director Amend recommends revocation of Shawn Henry Miller's Colorado Peace Officer Certification No. B17880, (PID 138821).

4. No. M15-10, **Mark Gerald Magness**, Certification No. B09502 (PID 100086). On June 17, 2015, Respondent was convicted of one count of Assault 3 – Knowing Recklessly causing injury - attempt, 18-3-204(1)(a), C.R.S., a class 2 misdemeanor *The Respondent was employed as a peace officer on the date of the offense (Date of Offense: December 06, 2014, – Separated December 29, 2014)*. The Respondent has failed to comply with POST Show Cause Order M15-10 by failing to appear at the scheduled Show Cause Hearing. Director Amend recommends revocation of Mark Gerald Magness' Colorado Peace Officer Certification No. B09502 (PID 100086).

Informational Items:

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| 10. | <i>Re-engineering Training on Police Use of Force</i> | Chief Jerry Garner
Greeley Police Department |
| 11. | Workshop Recap | Director Cory Amend |
| 12. | Rulemaking Update | Director Cory Amend |
| 13. | HB 15-1287 Update | Director Cory Amend |
| 14. | Grantee Workshop Update | Becky Calomino |
| 15. | Comments from others on POST Issues | |
| 16. | Adjournment | Attorney General Cynthia Coffman |

Next POST Board Meeting

December 4, 2015

Ralph L. Carr Colorado Judicial Center
1300 Broadway
Denver CO

SME Meetings – 8:00 am
POST Board Meeting – 10:00 am