



Notification of Finding of Untruthfulness

FORM

13

Colorado Department of Law - POST
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Denver, CO 80203
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October 2019

SB19-166
24-31-305 (2.5)

Agency Name	Name of Agency Executive Submitting Form 13		
Agency Executive Phone Number	Agency Executive Email Address		
Peace Officer - Last Name	Peace Officer – First Name	Middle Name	
Peace Officer Last Known Personal Address	City	State	Zip
Peace Officer Personal Email Address (if known)	Peace Officer Personal Cell Phone (if known)		
Date(s) of Employment: _____	Date(s) of Incident: _____		
Peace Officer Date of Birth: _____	Colorado PID# _____ (000000 or 0000-0000)		

Please check the applicable boxes below.

- The certificate holder knowingly made an untruthful statement concerning a material fact **OR** knowingly omitted a material fact: **(At least ONE of the following MUST apply; please check ALL that apply)**
 - On an official criminal justice record.
 - While testifying under oath.
 - During an internal affairs investigation.
 - During an **administrative investigation and/or disciplinary process**¹.
- The law enforcement entity that employs or employed the certificate holder has done **each** of the following: **(ALL of the following MUST apply; please check)**
 - Completed an administrative process, as defined by a published policy in effect at the time of the untruthful statement concerning a material fact **OR** omission of a material fact.
 - Determined by a **clear and convincing standard of the evidence**² through an administrative investigation and/or disciplinary process the certificate holder knowingly made an untruthful statement concerning a material fact **OR** knowingly omitted a material fact on an official criminal justice record, **OR** while testifying in court, **OR** during an internal affairs investigation **OR** comparable administrative investigation.
 - Certifies that the certificate holder has elected not to exercise **OR** has exhausted the internal disciplinary appeal rights provided by their employer.

Please retain documentation of investigative details for possible future review. Do not need to include with form.

PURSUANT TO 24-31-305(2.5), C.R.S., UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE EXAMINED THIS AFFIDAVIT AND ACCOMPANYING DOCUMENTS AND, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THEY ARE TRUE, CORRECT AND COMPLETE. I FURTHER ACKNOWLEDGE THAT ANY FALSE STATEMENT, MISSTATEMENT, OR INACCURACY **MAY RESULT IN REVOCATION OF MY CERTIFICATION, AS WELL AS CRIMINAL PROSECUTION.**

Agency Executive's Signature _____	State of _____
Signed before me this _____ day of _____, _____	County of _____
My Commission Expires: ____--____--_____	NOTARY PUBLIC _____

¹ **Administrative Investigation and Disciplinary Process** means an employer's formal process of internal control that assures that an allegation of violation of employer rules, policy, procedure, or other misconduct or improper actions by an employee are subject to a complete and objective investigation resulting in findings of fact and disciplinary action for any substantiated violation.

² **Clear and convincing standard of evidence** means proof that persuades the decision-maker to find that the truth of the contention is highly probable.