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POST Board Meeting

Colorado Department of Law

Friday, March 7, 2014

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 John Suthers
2. **Pledge of Allegiance** Attorney General John Suthers
3. **Introduction of Board Members, SME Members, Staff and Guests**
4. **Formal Board Recognition of Departing Board Members** Attorney General John Suthers
Chief Mark Beckner and Executive Director James Davis
5. **Formal Board Recognition of Departing Subject Matter Expert Committee Members** Attorney General John Suthers
6. **Roll Call** Director Pete Dunbar
- Declaration of a Quorum (11)
7. **Approval of POST Minutes from December 6, 2013**
 (See supplemental handout)

Presentations:

8. **Subject Matter Expert (SME) Committee Reports:**
 - A. **Curriculum** Sgt. Darren O’Driscoll, Chairperson

Sgt. Graham Dunne, Vice-Chair
Sheriff Kirk Taylor, Board Member

B. Arrest Control

Sgt. Richard Webb, Co-Chairperson
Capt. Erik Bourgerie, Co-Chairperson
Inv. Gilbert Perales, Board Member

C. Firearms

Dep. Ed Kafel, Chairperson
Training Mgr. John Hood, Vice-Chair
Sheriff Chris Johnson, Board Member

D. Law Enforcement Driving

Cmdr. Karl Smalley, Chairperson
Al Padilla, Vice-Chair
Chief John Camper, Board Member

Action Items:

9. Bail Recovery Agents

Jeff Clayton
Clayton Advocacy LLC

10. School Safety Officers
(See supplemental handout)

Director Pete Dunbar

11. Appointment to Grant Subcommittee

Director Pete Dunbar

12. Antonio E. Martinez Jr. – Appeal
(See supplemental handout)

Director Pete Dunbar

13. Peace Officer Certification Revocation Actions Director Pete Dunbar
(See supplemental handout)

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. 13-14, **David R. Morrow**, Certificate Number B11340 (PID 120488). On August 19, 2013, Respondent was convicted of one count of Child Abuse-Knowingly/Reckless Causing Serious Bodily Injury, § 18-6-401(1)(a),(7)(a)(III), a class 3 Felony, one count of Assault 2 causing Serious Bodily Injury, § 18-3-203 (1)(g), C.R.S., a class 4 felony, and one count of Assault 2 causing Serious Bodily

Injury with deadly weapon, § 18-3-203 (1)(b), C.R.S., a class 4 felony. *The Respondent was employed as a peace officer on the date of the offense (Date of Offense: June 12, 2011 –Separated July 28, 2011).* The Respondent has failed to comply with POST Show Cause Order 13-14 by failing to appear at the scheduled Show Cause Hearing. Director Dunbar recommends revocation of David R. Morrow's Colorado Peace Officer Certificate No. B11340 (PID 120488).

- 2) No 13-15, **Rodney Olin Bretches**, Certificate Number 12721 (PID 109973). On June 17, 2013, Respondent was convicted of one count of Sexual Exploitation/child § 18-6-403(3)(b.5),(5), C.R.S., a class 5 Felony, and one count of Peeping Tom, §18-3-404 (1.7) C.R.S., a class 1 Misdemeanor. *The Respondent was employed as a peace officer on the date of the offense (Date of Offense: June 1, 2011 –Separated June 15, 2012).* The Respondent has failed to comply with POST Show Cause Order 13-15 by failing to appear at the scheduled Show Cause Hearing. Director Dunbar recommends revocation of Rodney Olin Bretches' Colorado Peace Officer Certificate No. 12721 (PID) 109973).
- 3) No. 13-16, **Brent R. Curnow**, Certificate Number B5080 (PID 110231). On September 3, 2013, Respondent was convicted of one count of Tampering With Physical Evidence/Destroying § 18-8-610(1)(a), C.R.S., a class 6 Felony. *The Respondent was employed as a peace officer on the date of the offense (Date of Offense: January 1, 2013 –Separated January 22, 2013).* The Respondent has failed to comply with POST Show Cause Order 13-16 by failing to appear at the scheduled Show Cause Hearing. Director Dunbar recommends revocation of Brent R. Curnow's Colorado Peace Officer Certificate Number B5080 (PID 110231).
- 4) No. 13-17, **Allan Lewis McEwen**, Certificate Number 1284 (PID 110274). On July 11, 2013, Respondent pled guilty to and was convicted of one count of Assault 1- Threatening a Police Officer with a weapon, § 18-3-202 (1)(e), C.R.S., a class 3 felony. *The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: October 18, 2012 –Separated October 31, 1986).* The Respondent has failed to comply with POST Show Cause Order 13-16 by failing to appear at the scheduled Show Cause Hearing. Director Dunbar recommends revocation of Allan Lewis McEwen's Colorado Peace Officer Certificate Number 1284 (PID 110274).
- 5) No. 13-17, **Lorenzo A. Hernandez**, Certificate Number B7402 (PID 115292). On April 18, 2013, Respondent was convicted of one count of Trespassing 1- Dwelling, § 18-4-502 C.R.S., a class 5 felony, and Trespassing - Emotional Duress §18-3-602 (1)(c) C.R.S., a class 6 felony. *The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: February 08, 2013 –Separated December 30, 2002).* The Respondent has failed to comply with POST Show Cause Order 13-17 by failing to appear at the scheduled Show Cause Hearing. Director Dunbar recommends revocation of Lorenzo A. Hernandez's Colorado Peace Officer Certificate Number B7402 (PID 115292).

Informational Items:

14. **POST Online Test Update**

Director Pete Dunbar

15. **Strategic Plan Update**

Director Pete Dunbar

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| 16. Mandated Training Update | Director Pete Dunbar |
| 17. POST Board Meeting – Lake City | Director Pete Dunbar |
| 18. Comments from others on POST Issues | |
| 19. Adjournment | Attorney General John Suthers |

Next POST Board Meeting

June 13, 2014

Moseley Health Care Complex
700 North Henson Street
Lake City, Colorado 81235

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