



Department of Law
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POST Board Meeting

Colorado Department of Law

Friday, December 6, 2019

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

**Peace Officer Standards and Training (POST) Board Meeting:
10:00 am – 12:00 pm**

Board Members
Philip J. Weiser
Attorney General
Chair
Sheriff Anthony Spurlock
Douglas County
Vice Chair
Sr. Investigator Tonya Barnes
Eighteenth Judicial District
Ashley Beck
Public Member
Sergeant Lonnie Chavez
City of Grand Junction
Chief Cory Christensen
City of Steamboat Springs
Chief John Collins
City of Englewood
Deputy Amanda Cruz-Giordano
Arapahoe County
Chief Debra Funston
City of Palisade
Chief Daric Harvey
City of Canon City
Executive Director Stan Hilkey
Department of Public Safety
Kara Hoofnagle
Public Member
Sheriff Robert Jackson
Alamosa County
S. Zeke Knox
Public Member
Sheriff Anthony Mazzola
Rio Blanco County
Chief John Minor
City of Silverthorne
Sheriff Shawn Mobley
Otero County
Sheriff Steve Nowlin
Montezuma County
Chief Michael Phibbs
Auraria Dept. of Public Safety
Special Agent in Charge
Dean Phillips
Federal Bureau of Investigation
Jane Quimby
Public Member
Mayor Ron Rakowsky
City of Greenwood Village
Sheriff Justin Smith
Larimer County
Bradley F. Taylor
Public Member

1. **Welcome** Attorney General Phil Weiser
2. **Pledge of Allegiance** Attorney General Phil Weiser
3. **Introduction of Board Members, SME Members, Staff and Guests**
4. **Roll Call** Director Erik Bourgerie
5. **Approval of POST Board Work Session Minutes from September 19, 2019** Attorney General Phil Weiser
(See supplemental handout- Green Tab)
6. **Approval of POST Board Minutes from September 20, 2019** Attorney General Phil Weiser
(See supplemental handout- Red Tab)
7. **Subject Matter Expert Committee Reports**
 - A. **Arrest Control** Agent Ike Beers
Chair
 - B. **Curriculum** Director Cathy LaBrecque
Chair
 - C. **Driving** Commander Karl Smalley
Chair
 - D. **Firearms** Sergeant Paul Gregory

POST Director
Erik Bourgerie

8. **Request for Variance Appeal** Director Erik Bourgerie
Richard Ruybal
(See supplemental handout – White Tab)
9. **Peace Officer Certification** Director Erik Bourgerie
Revocation Actions
(See supplemental handout – Blue Tab)

POST Rule 9 - Revocation of Peace Officer Certifications:

§ 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. 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. M19-12, Richard David Ruybal, Certification (PID 140005 On August 8, 2019, Respondent was granted diversion for one count of Harassment, §18-9-111(1)(a), a Misdemeanor, in Case No. 19M883 in the County Court of Conejos County. The respondent was employed as a peace officer on the date of the offense (Date of Offense: July 28, 2019) with Manassa Police Department. The respondent ***has*** complied with POST Show Cause Order No. M19-12 by appearing at the scheduled Show Cause Hearing on October 1, 2019. Director Bourgerie recommends revocation of Richard David Ruybal’s Colorado Peace Officer Certification (PID 140005).

The certificate holders in the following matters did not appear at the show cause hearing or indicate any intent to oppose the revocation. Unless any member objects and asks to consider one or all of these matters separately, they will all be presented to this Board as a group.

Misdemeanor Convictions:

1. No. M19-09, Ronnie Harold Chavez, Certification B13436 (PID 120718). On July 15, 2019, Respondent pled guilty and was sentenced for one count of Harassment – Domestic Violence, §18-18-404, a Misdemeanor, in Case No. 18CR633 in the District Court of Douglas County. The respondent was not employed as a peace officer on the date of the offense (Date of Offense: June 20, 2018). The respondent has failed to comply with POST Show Cause Order No. M19-09 by failing to appear at the scheduled Show Cause Hearing on September 13, 2019. Director Bourgerie recommends revocation of Ronnie Harold Chavez’ Colorado Peace Officer Certification B13436 (PID 120718).

2. No. M19-10, Donnie Wesley Lambert, Certification B11481 (PID 121077). On June 19, 2019, Respondent pled guilty and was sentenced for one count of Third Degree Assault, §18-3-204(1)(a), a Misdemeanor, in Case No. 19CR1512 in the District Court of Pueblo County. The respondent was not employed as a peace officer on the date of the offense (Date of Offense: September 29, 2019). The respondent has failed to comply with POST Show Cause Order No. M19-10 by failing to appear at the scheduled Show Cause Hearing on September 26, 2019. Director Bourgerie recommends revocation of Donnie Wesley Lambert's Colorado Peace Officer Certification B11481 (PID 121077).

10. **Legislative Update** Deputy Attorney General
For Intergovernmental Affairs,
Kurtis Morrison

11. **ERPO Guidance** Sheriff Anthony Spurlock

12. **Formal Rulemaking Session:
Rules 5, 9, 19** Attorney General Phil Weiser
Director Erik Bourgerie
Board Counsel Stacy Worthington
(See supplemental handout – Yellow Tab)

13. **Skills Contracting for Academies** Director Erik Bourgerie
Cathy Rodriguez

14. **Wellness Curriculum** Director Erik Bourgerie

15. **Number of Academies** Director Erik Bourgerie
Cathy Rodriguez

16. **TEMS Subcommittee** Director Erik Bourgerie

17. **Certification Levels Subcommittee** Director Erik Bourgerie

18. **Inspection Reports** Director Erik Bourgerie
(See separate packet)

19. **Comments from Others on POST Issues**

20. **Adjournment** Attorney General Phil Weiser

Next POST Board Work Session

March 26, 2020

10:00am

Next POST Board Meeting

March 27, 2020

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

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