

STRATEGIC PLAN TO REDUCE IMPAIRED DRIVING IN WYOMING



Prepared by

Governor Gordon's Council on Impaired Driving

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INTRODUCTION

Wyoming's Governor's Council on Impaired Driving is currently in its ninth year of existence. Since its creation, the Council has followed a structured plan to reduce impaired driving and has concentrated its efforts on implementing solutions that address the most pressing concerns facing Wyoming. The Council's current strategic plan, as well as the strategic plan for the next three years, builds upon prior assessments and experience. Specifically, the Council's Strategic Plan employs the recommendations contained in a previous assessment of Wyoming's state-of-the-state that was conducted by NHTSA evaluators in 2008, the strategic plan developed by Governor Freudenthal's Leadership Team in 2011 and the Council's experience during the previous eight years.

The Council's Strategic Plan for the next three years can best be evaluated by first briefly reviewing: 1) how and why the Council was created; 2) the membership of the Council; 3) the Governor's directive to the Council members; 4) how the Council operates; and 5) two emerging issues which the Council considers as being the most pressing or being of highest priority for Council action. The Council's Strategic Plan for the next three years follows a brief overview of those above-mentioned issues.

CREATION OF THE GOVERNOR'S COUNCIL

On September 16, 2011 Wyoming Governor Mathew H. Mead signed Executive Order 2011-7 which created a new Council on Impaired Driving. The Executive Order was signed on the anniversary date of the "Wyoming Eight" – a tragic day where eight University of Wyoming students were killed by an impaired driver. The Executive Order¹ specified the purpose and charged the Council with the following responsibilities:

The Council shall: A) Serve as a forum for research, discussion, and planning to reduce the incidence of impaired driving in Wyoming; B) Identify priority issues and prevention strategies related to impaired driving; C) Develop plans to implement strategies, including implementing the multi-agency Strategic Plan to Reduce Impaired Driving in Wyoming; D) Recommend content and timing of public awareness and education efforts related to impaired driving; E) Report to the Governor.

The Executive Order also specified that the members appointed to the Council by the Governor be representative of both government and private sectors and inclusive of the following entities:

The Council shall include both government and private sector members, who may include representatives from the following entities appointed by the Governor: Department of Transportation (Highway Safety Office, Public Affairs, Support Services), Department of Health (Mental Health and Substance Abuse Services Division, Chemical Testing Laboratory), Department of Revenue (Liquor Division), Department of Family Services, Wyoming Judiciary, Office of the Attorney General, Wyoming Association of Sheriffs and

¹ a copy of Executive Order 2011-7 is included in the attachment section of this document.

Chiefs of Police, Wyoming Highway Patrol, Wyoming County and Prosecuting Attorney Association, State Public Defenders Office, Victim Services Division, Safe Communities, Prevention Advocates, Private/Public Substance Abuse Treatment Providers, Peace Officers Standards and Training Commission, County Coroners, Local Government and the Governor's Office.

The Executive Order provided for staff support and general operational procedures for the Council. Subsequently, Governor Mead selected Mike Blonigen – District Attorney for Natrona County and Rich Adriaens – Chief of Police for the City of Sheridan to serve as Co-Chairs of the Council. Governor Mead also selected Ernie Johnson – Owner and Director of Services for Johnson and Associates to serve as facilitator for the Council. Specific wording from the Executive Order regarding these issues is shown below:

The Council procedures and staffing shall be as follows: 1) The Governor shall designate two co-chairs of the Council from the membership; 2) The Governor shall name a facilitator(s) of the Council. The facilitator shall be responsible for managing the work of the Council, including facilitating meetings, coordinating with the Governor's Office, serve as a spokesperson, and reporting the work of the Council to the Governor.

By end of the year 2011, grant funding to support the Council operation was secured from the Wyoming Department of Transportation - Highway Safety Office, a contractual agreement for providing facilitation and coordination services for the Council was in place and the processing of all Council members' applications and Oaths of Office had been accomplished. Governor Mead's Council on Impaired Driving met for the first time in Cheyenne on January 12, 2012.

At the conclusion of Governor Mead's tenure in office, Governor Mark Gordon decided that the Council should continue to operate under Executive Order 07-2011 as a part of his administration. Mike Blonigen, Natrona County District Attorney, had just retired and resigned his position as Co-Chair of the Council. Governor Gordon selected incoming Wyoming Attorney General Bridget Hill to fill the vacant position of Co-Chair for the Council. He also directed Johnson and Associates to continue to provide facilitative and coordination services for the Council and directed the facilitator to work with his General Counsel and administrative staff to review and set the membership for his Council².

GOVERNOR'S DIRECTIVE AND COUNCIL'S INITIAL PRIORITIES

Governor Mead issued his directive for the Council during the Council's first meeting on January 12, 2012. The Governor informed the Council members that their GOAL was to save lives and that their efforts should focus on PREVENTION – finding ways to change the culture and to convey the message that impaired driving is not acceptable in Wyoming. The Governor stated that the challenge facing the Council was in finding effective solutions in the area of prevention, enforcement, prosecution, sanctions and education. Further, he informed the Council members that he viewed the work to be done by the Council as a public safety concern – not a political one. He informed the Council that no solution with potential for success was “off the table.”

² the Council's current Membership Directory is included in the attachment section of this document

Governor Mark Gordon issued a similar directive in his presentation to the Council during the Council's meeting on September 11, 2019. He commended the Council for its accomplishments since its creation but acknowledged that much more had to be done. He also stated that he considered the Council to be a critical part of his administration's efforts to enhance public safety in Wyoming.

COUNCIL OPERATION

The Council meets every three months to review and evaluate progress on Council initiatives, to discuss emerging issues or concerns and to take official action if necessary. The research, discussions and efforts necessary to implement Council initiatives is accomplished in-between scheduled Council meetings through subcommittee work. The Council co-chairs assign specific members, or ask for volunteers, to serve on subcommittees that are charged with accomplishing the necessary research, formulating recommendations for the Council or implementing Council initiatives or action plans.³

The Council utilizes an online project management service to keep all members informed of meeting times and dates, to post minutes of all meetings, to share research documents or reports and to provide for updates and threaded discussions on Council issues or concerns. Separate project management sites are created for the full Council and for each of the empaneled subcommittees⁴. The Highway Safety Office grant manager and the Governor's Policy Advisor have access to all project sites, as does the NHTSA – Region Eight representative assigned to Wyoming.

Agendas for all Council meetings are set by the Council co-chairs - in collaboration with the Council facilitator, Governor's Policy Advisor and Highway Safety Office support staff. Council members are also afforded an opportunity to add items or issues to all meeting agendas. Agendas for all Council meetings are posted on the Council project site and provided to all members prior to the scheduled meeting date. Approved minutes of all Council meetings are posted on the project site and on the Council's public website.⁵

Governor Gordon is kept apprised of the status of all Council initiatives by the Governor's assigned Policy Advisor on Impaired Driving. The Council facilitator also meets with the Governor, his Chief of Staff and the Governor's Policy Advisor periodically throughout the year and on an as-need basis.

COUNCIL INITIAL PRIORITY CONCERNS

The Council began its work by examining available research and reports that provided the most recent assessment of the State's ability or inability to reduce impaired driving in Wyoming. Specifically, two comprehensive reports that had been released in recent years were reviewed and the resultant discussions by the members formed the basis for the Council's initial strategy and provided a short-term work plan for reducing impaired driving in Wyoming. The two reports⁶ were:

- STATE OF WYOMING: Impaired Driving Assessment September 14-19, 2008 (prepared by the National Highway Traffic Safety Administration Technical Assistance Team)

³ A list of council Subcommittees and assigned members is included in the attachment section.

⁴ Person(s) assigned to evaluate this Strategic Plan may be granted access to all project sites if necessary.

⁵ Minutes from the previous four meetings are included in the attachments section.

⁶ Both reports are recorded and may be accessed at the Wyoming Department of Transportation – Highway Safety Office

- The report addressed Wyoming’s efforts in: Program Management and Strategic Planning; Prevention; Criminal Justice System; Communication Program; Alcohol and Other Drug Misuse; and Program Evaluation and Data
 - The report suggested nineteen (19) priority recommendations that encompassed all the areas listed above
- A STRATEGIC PLAN TO REDUCE IMPAIRED DRIVING IN WYOMING: A Multi-agency Comprehensive Plan Addressing Policy Changes Under the State’s Administrative DUI System – September 2010 (prepared by Governor Freudenthal’s Leadership Team to Prevent Impaired Driving)
- The report identified gaps in Wyoming’s administrative DUI system and offered thirty-eight (38) recommendations to close the gaps
 - The recommendations ranged across prevention, enforcement, adjudication and probation
 - Stakeholders and advocates involved in preparing the report selected fifteen (15) priority recommendations

STRATEGIC PLAN: FY-2021 through 2023

PLANNING PROCESS

The development of this strategic plan involved a process that required: 1) a status-review and re-evaluation of the priority recommendations that were included in the State of Wyoming – Impaired Driving Assessment that was conducted by NHTSA in 2008; 2) a status-review and re-evaluation of the priority recommendations included in the Strategic Plan to Reduce Impaired Driving in Wyoming that was developed by Governor Freudenthal’s Leadership Team in 2011; 3) a review of council initiatives to date; 4) a review of contemporary issues or concerns that were not addressed previously; and 5) developing a work plan that includes: a) Council initiatives already in progress that merit continuation; b) and a concentrated effort to develop strategies that will effectively address the concerns of highest priority.

1) STATUS REVIEW – NHTSA’S 2008 IMPAIRED DRIVING ASSESSMENT PRIORITY RECOMMENDATIONS⁷

- a) Strategic Planning
 - a. Develop and implement a state strategic plan for impaired driving.
 - i. Accomplished: 2011 and 2014
- b) Program Management
 - a. Designate an impaired driving program manager with the responsibility to provide overall guidance, coordination, and planning of a comprehensive impaired driving program.
 - i. Accomplished 2012
- c) Resources
 - a. Identify and implement projects which can draw down the amount of carry-forward funds to address some of the State’s short-term needs.
 - i. Accomplished FY-2014

⁷ A chart indicating the status of Assessment recommendations is included in the attachments section.

- d) Responsible Alcohol Service
 - a. Mandate responsible alcoholic beverage service training for managers and servers of retail establishments.
 - i. Accomplished - Training resources are provided for retail establishments and are encouraged to train their staff. Several communities require the training in order to retain license.
- e) Employers
 - a. Obtain a consultant that would enlist businesses to institute a pilot underage drinking and impaired driving prevention program for employees.
 - i. Not applicable to Wyoming, will not pursue.
- f) Impaired Driving Laws
 - a. Obtain the authorizing legislation to create and appropriation to fund the development of a juvenile justice system with a single point of entry that can begin to effectively deal with youth who are involved with alcohol and driving.
 - i. Accomplished - Legislation passed in 2011.
 - b. Amend the administrative license statutes to provide administrative license suspension for impaired driving anywhere in Wyoming.
 - i. Attempted legislative change and measure failed.
 - ii. May include in Future Initiatives – Low Priority
- g) Enforcement
 - a. Require that agencies receiving grant funds develop meaningful performance measures and perform meaningful assessments of performance.
 - i. Accomplished through the collaborative efforts of the Highway Safety Office grant manager and members of the Wyoming Association of Sheriffs and Chiefs of Police standing Committee on Traffic Safety.
 - b. Require that officers performing grant-related overtime enforcement be properly trained on standardized field sobriety tests and horizontal gaze nystagmus and that these tests are properly administered.
 - i. In progress - Training is an ongoing process
 - c. Take the necessary steps to allow the use of sobriety checkpoints.
 - i. Currently illegal due to existing state statute
- h) Publicizing High Visibility Enforcement
 - a. Prepare a written media plan with stated outcomes and objectives on how to achieve those outcomes.
 - i. Accomplished – annual media plans are developed and implemented on schedule with increased enforcement initiatives
- i) Prosecution
 - a. Provide resources to the prosecutors to develop a strategic training plan and implement the needed training to improve the prosecution of impaired driving cases.
 - i. Accomplished: Full-time Traffic Safety Resource Prosecutor has been hired and technical and training assistance services are being made available to prosecutors.

- j) Adjudication
 - a. Create in-state continuing legal education opportunities for judges around the legal issues of impaired driving.
 - i. Partially Accomplished – numerous examples of training being provided for municipal and circuit court judges for the past several years. Training opportunities for judges will continue to be part of the strategic plan in the future.
 - ii. Discussion during the development of this Strategic Plan revealed that more work is needed to provide adequate training opportunities for judges.
- k) Administrative License Revocation and Vehicle Sanction
 - a. Mandate use of Ignition Interlock program for DWUI offenders.
 - i. Law in effect for High BAC offenders went into effect in 2009
 - ii. Council worked to amend current statute to close gaps and loopholes in existing law
 - iii. Legislation passed this last legislative session.
- l) Communication Program
 - a. Include minority populations in marketing research, planning, and program implementation.
 - i. In progress: Is being accomplished through grant funded efforts of Wyoming Department of Transportation Public Information Specialist and Safe Communities staff in Riverton and Lander
- m) Criminal Justice System
 - a. Seek methods of providing assessments and recommended treatment that is timely and accessible, both geographically and economically.
 - i. In progress – a continual issue with the legislature
 - ii. Will require enabling legislation and considerable resources
 - b. Improve data collection and records regarding impaired drivers to effectively capture arrest and conviction information.
 - i. In progress - Highway Safety Office is continuing efforts to improve the current system
- n) Evaluation
 - a. Perform program level impact evaluations to determine the efficiency and effectiveness of projects, in addition to the currently collected workload measures.
 - i. Accomplished – contract in effect to have an independent process evaluation and impact assessment conducted annually.
 - ii. Will develop In-house evaluation process for future evaluations
- o) Data and Records
 - a. Obtain appropriate technology for law enforcement officers to electronically submit crash reports, as well as issue electronic citations and potentially electronic DUI and implied consent paperwork.
 - i. In progress - Highway Safety Office is continuing efforts to improve the system

2) STATUS REVIEW – LEADERSHIP TEAM 2011 STRATEGIC PLAN PRIORITY RECOMMENDATIONS⁸

- a) DUI Policy Coordinator
 - a. Assign a state funded DUI Policy Coordinator in the Governor’s Office
 - i. Accomplished June 2012 – Policy Analyst hired
 - ii. Policy Analyst appointed to head a state agency – position currently vacant
 - iii. Reviewing the need for replacing the vacant Policy Analyst position has been added as a part of the upcoming Strategic Plan
- b) Special Use Permits
 - a. Wyoming Department of Revenue shall develop guidelines and model policies dealing with alcohol consumption at public events and encourage local governments to adopt the guidelines as a policy for granting special use permits
 - i. Accomplished – guidelines and model policies have been developed and are readily available
- c) Prevention Supports Enforcement
 - a. Local prevention coalitions should strongly and publicly support DUI and MIP enforcement efforts
 - i. In progress: Is a requirement for grant funding received by Wyoming Department of Health but not a practice statewide
 - ii. In progress: Efforts continue to strengthen collaboration between prevention and law enforcement personnel
- d) Media Campaign
 - a. Develop a statewide, unified impaired driving prevention media campaign
 - i. Accomplished and is a continuing initiative
- e) E-Citations
 - a. Encourage the Judicial and Executive branches of government to secure funding to adopt electronic citations
 - i. In progress – Wyoming Highway Patrol transition to e-citations accomplished, grant funding is being provided by the State of Wyoming for local governments
- f) Electronic DUI Reporting
 - a. Streamline the reporting requirements for processing DUI offenders by using a uniform electronic format for the DUI arrest report and associated documents
 - i. In progress – the Highway Safety Office is continuing efforts to improve the system
- g) DUI Database
 - a. Following the implementation of e-citations, develop a process to build a statewide database of meaningful DUI offender data
 - i. In progress – the Highway Safety Office is continuing efforts to improve the system
- h) DUI Enforcement Training
 - a. Provide frequent, updated DUI enforcement training and require all peace officers to attend
 - i. Accomplished and efforts in-progress towards requirement for refresher training– at least for grant funded high visibility enforcement

⁸ A chart indicating the status of the Leadership Team’s recommendations is included in the attachments section.

- i) Drug Evaluation and Classification Program
 - a. Expand the DECP to have approximately 90-120 Drug Recognition Experts for the State (at least 2 per county)
 - i. In progress – 80 to 90% of goal accomplished
- j) Traffic Safety Resource Prosecutor
 - a. Provide permanent funding for a full time TSRP
 - i. Accomplished – TSRP has been hired
- k) Pretrial Evaluations
 - a. Amend the Rules of Criminal Procedure governing the conditions of bond to specifically allow courts to order evaluations necessary to begin substance abuse treatment allowed by the current Rules of Criminal Procedure governing bond
 - i. Accomplished through legislation rather than Rules of Criminal Procedure
- l) Judgment and Sentencing Orders
 - a. Develop a template or checklist for Judgment and Sentencing orders for DUI convictions that can be used by Municipal, Tribal and Circuit Courts
 - i. Council conducted DUI Sentencing Survey, development of template to be considered
- m) Supervised Probation
 - a. Establish a task force to explore greater opportunities for supervising adjudicated high-risk DUI offenders including DUI Courts, expanding Drug Courts and Probation and Parole Services, and developing DUI Supervised Probation programs
 - i. DUI Supervision Subcommittee established for this purpose
 - ii. This committee was a driving force for the passage of enabling legislation for the implementation of 24/7 Sobriety Program in Wyoming
 - iii. This committee worked to strengthen the effectiveness of Wyoming’s Ignition Interlock Program.
 - iv. Council will consider establishing a separate Standing Committee for this purpose
- n) Minor in Possession Adjudication
 - a. Establish a task force to thoroughly investigate best practices and available resources to effectively adjudicate underage alcohol offenders in Wyoming
 - i. Best practices already identified, single-point of entry legislation in effect
 - ii. More work to be done on this issue
 - iii. May be Included for Future Initiatives

3) COUNCIL INITIATIVES TO DATE

The Council immediately began work on the three priority concerns that were identified during its first meeting and has initiated action on several additional concerns since. This section will provide a brief overview of Council initiatives to date⁹:

- a) Governor’s DUI Policy Coordinator/Policy Analyst/Advisor – On January 12, 2012 a subcommittee was empaneled to work with the Governor’s Office to formulate a work scope¹⁰ and title for this position and to set responsibilities and priorities. The Council

⁹ A chart that lists all the Council Initiatives thus far is included in the attachments section.

¹⁰ Job description, work scope, responsibilities and priorities drafted by the subcommittee is included in the attachment section.

facilitator and Highway Safety Office manager worked with the Governor's Office to provide grant funding to establish the position. On June 1, 2012 Mike Reed, recently retired Chief of Police from Rawlins, Wyoming, began work as the Governor's Policy Advisor on Impaired Driving. The position is now vacant and the Council will be re-evaluating the need for filling the position again.

- b) Media Campaign – On January 12, 2012 a STANDING subcommittee was empaneled to develop a communication plan for a statewide media campaign to prevent impaired driving in Wyoming. The committee reviewed available research and statistics¹¹ in Wyoming to identify high-risk offenders and to target the most appropriate audience for the messaging to be produced. The committee also developed an RFP, solicited bids from media and advertising firms in the region, screened the proposals and selected an advertising firm to develop the communication plan and media campaign.

The committee worked with the Highway Safety Office and the Wyoming Department of Transportation – Engineering Services to contract with Suple Advertising and Design and to provide direction for their efforts. Subsequently, a two-phased campaign was launched: the first phase (entitled the DUI Life) targeted the individual (age group 18-35) and focused attention on the consequences of getting arrested for DUI; the second phase (entitled the Wyoming Eight) was intended to begin the process of changing the drinking culture in Wyoming and focused attention on the deaths of eight University students caused by a drunk driver.

Since then, the contract with Suple Advertising and Design has concluded, the Public Affairs Office of the Wyoming Department of Transportation assumed the responsibility to continue the statewide media campaign for the Council for three years, and now Heinrich Marketing has been contracted by the Highway Safety Office to handle the media campaign for impaired driving in Wyoming. The subcommittee provides direction on production, content and placement of the media. All media strategy and content are reviewed and approved by the Highway Safety Office, the Council and the Governor before it is released.

- c) DUI Offender Supervision – On January 12, 2012 a subcommittee was empaneled to conduct the research necessary to find programs that would increase the effectiveness of the supervision being provided for arrested and/or convicted DUI offenders in Wyoming. The committee identified South Dakota's 24/7 Sobriety Program as a nationally recognized model program with the highest probability for success in reducing repeat DUI offenders in Wyoming. After a series of presentations to Wyoming judges, law enforcement administrators, community leaders and testimony provided to the Legislature's Joint Judiciary Committee that conducted an Interim Study on this issue, the Wyoming Legislature passed enabling legislation that allows the 24/7 Sobriety Program to be implemented in Wyoming. The law went into effect on July 1, 2014. Four counties have implemented the program thus far. Statewide Implementation of 24/7 program is a high priority in the Council's strategic plan.

¹¹ Statistics compiled by the Wyoming Association of Sheriffs and Chiefs of Police for the previous eight years and published in an annual report entitled Alcohol and Crime in Wyoming identified 18-35 years as being the age group with the most DUI arrests.

- d) Enhanced DUI Enforcement Initiative – During its August 2012 meeting, the Council reviewed the alcohol-involved traffic crashes for each county in Wyoming for the previous three years. Subsequently, the Council took a data-driven, problem-based approach to allocating available resources and directed the facilitator to work with the Highway Safety Office to secure grant funding to provide an enhanced enforcement effort in the counties that are experiencing the highest number of alcohol-involved traffic crashes.¹²

The Highway Safety Office, working in collaboration with the Council facilitator and the Wyoming Association of Sheriffs and Chiefs of Police, formulated an initiative that utilizes a comprehensive strategy for providing enhanced enforcement in the selected counties. This strategy incorporated training, media support and more strategic deployment.

- e) Evaluation of Council Initiatives – During its November 2012 meeting, the Council enlisted the aid of the University of Wyoming – Statistical Analysis Center researchers to assist the Council in setting an appropriate goal for reducing alcohol-involved traffic crashes in Wyoming. Subsequently, the Council directed the facilitator to work with the Highway Safety Office to secure grant funding to contract with the University of Wyoming – Wyoming Statistical Analysis Center to monitor the Council’s meetings, activities and initiatives in order to provide an objective Process Evaluation and a thorough Impact Assessment that is based on data-relevant criteria. The evaluation report was completed and is available at the Highway Safety Office. Plans are underway to conduct future evaluations by subcommittee.
- f) Council Public Website – In December of 2012, the Council launched its public website. This website (<http://wygcid.org>) provides information to the general public about the Council, membership and the various initiatives in progress. It also provides news, information, research and statistics relevant to impaired driving in Wyoming. The site has been averaging approximately 8,000 per month since it launched.
- g) Council Facebook Presence – In July 2013, the Council initiated a pilot project to determine the merit of using social media to increase public awareness and education on impaired driving by creating a presence on Facebook. After a three-month evaluation period, the Council decided to continue that effort and is now maintaining a Facebook page. Postings to the Council Facebook page are added daily and the numbers of viewers continue to increase.
- h) Policymakers Forums - In December 2013, the Council hosted a statewide forum on impaired driving for community leaders and policymakers. City council members, mayors, county commissioners, legislators, law enforcement administrators and community leaders from Wyoming attended this by-invitation only forum.

¹² Graphs of the alcohol and drug-involved traffic crashes by county for the previous five years are included in the attachment section of this plan.

- i) Saving Lives Awards - In December 2013, the Council presented the first Saving Lives Awards to four communities that had established successful safe-ride programs. The Governor personally presented these awards during the Council's statewide forum. The Council has an established a process and criteria for the presentation of these awards. The Council has awarded a total of twenty Saving Lives and Leadership Awards since then.
- j) Drive Sober Wyoming Smartphone App – in August of 2014, the Council developed a smartphone app that allows I-phone and Android phone users to report an impaired driver and call/text a friend or taxi for a ride if they are impaired; and basic information about DUI laws in Wyoming. This program has been discontinued due to the high yearly maintenance fee and the availability of other smartphone apps like Lyft and Uber.
- k) Oral Fluid Drug Testing Data Collection Project - In May 2015, the Council approved a data-collection initiative in Laramie and Albany counties in which law enforcement would collect oral fluid samples from persons arrested for DUI and who volunteered to submit to the oral swab drug testing. This initiative was undertaken by the Council to assess the impact of drugged driving in Wyoming due to the recent legalization of marijuana in Colorado. On January 1, 2017, the collection of additional DUI related data was expanded to include ALL persons arrested for DUI. At that same time the oral fluid drug testing data collection project was terminated due to the low number of volunteers willing to submit to the oral swab testing.
- l) DUI Sentencing Survey – In March of 2016, the Council initiated a DUI Sentencing Survey of four municipal courts and seven county circuit courts that adjudicate most of the DUI cases in Wyoming. Sentencing documents from ten most recently adjudicated DUI cases were reviewed and analyzed.¹³ This survey was intended as the first step in the development of a sentencing Template/Guide for the courts in Wyoming.
- m) Partnered with Prevention Management Organization of Wyoming - In September of 2015, the Council began partnering with the Prevention Management Organization of Wyoming to host policymaker forums. Since that time policymaker forums have been conducted in fourteen counties in the state. The PMO is no longer in existence so the Council is now partnering with individual county prevention specialists statewide.
- n) Partnered with Campbell County Prevention Coalition – In December 2016, the Council partnered with the local community leaders to create a Task Force to reduce the number of impaired driving incidents in Campbell County. The Task Force is now self-directed and self-sustaining.
- o) Partnered with the Wyoming Department of Health – In September of 2018, the Wyoming Department of Health partnered with the Council and provided funding for a one-year media campaign to provide drug-impaired driving education and awareness.

¹³ Highlight of Survey findings are included in the Attachments section.

- p) Partnered with the medical community in Wyoming – In September of 2018, the Council partnered with the medical community to provide education and awareness materials pertaining to the hazards of driving under the influence of prescription drugs to medical facilities, physicians, pharmacists, nurses and their patients.

4) EMERGING ISSUES

The Council has identified two critical issues which will require significant effort and which merits inclusion in the Council’s three-year strategic plan. These concerns are:

- a) Increasing Incidence of Drugged Driving: The recent legalization of recreational use of marijuana by our neighboring state of Colorado will require the Council to assess the impact on impaired driving in Wyoming. It will also require the Council to formulate an appropriate strategy in response to the increasing number of drugged driving incidents in our state. The percentage of drug involvement in DUI arrests in Wyoming have increased significantly in the previous eight years – from 8.39% in 2010 to 14.13% in 2018;¹⁴ and drug involvement in traffic crashes increased from 12.97% in 2010 to 19.10% in 2018.¹⁵
- b) Increasing Number of BAC Test Refusals: Law enforcement in Wyoming is experiencing increasing numbers of persons arrested for DUI who are refusing to provide biological evidence (blood/urine). This is occurring even after an officer has obtained a signed search warrant authorizing blood or urine be retrieved for evidentiary purposes. Although forced blood draws are constitutional when the forced draw is performed in a reasonable manner, many jurisdictions in Wyoming do not allow them due to perceived liability concerns. As a result, biological evidence is not obtained by law enforcement, often creating difficulties for successful prosecution or resulting in dismissal of the DUI charge.

What is occurring today appears to be an unintentional oversight in our current legislation, as it was originally believed that a signed search warrant would result in obtaining the necessary chemical test evidence. Unfortunately, as discussed above, this is not always the case.

The increasing number of refusals to provide biological evidence, even after a signed search warrant has been obtained, will require the Council to research and discuss the issues involved and to explore the possibility of recommending additional language to existing law which would provide for criminal and/or civil consequences for a person arrested for DUI who continues to refuse to provide biological evidence upon issuance of a legally obtained search warrant.

¹⁴ Alcohol and Crime in Wyoming – 2018. Chart is included in the Attachments section.

¹⁵ The Impact of Substance Abuse on Crime in Wyoming: 2010 -2018

GCID STRATEGIC PLAN: 2021 - 2023¹⁶

The Council's Strategic Plan for the next three years utilizes a work plan: 1) that provides for continuing, year-long initiatives essential for accomplishing long-term behavioral change; 2) that focuses resources on developing strategies that will effectively address the concerns of highest priority; and 3) that will address the Council's unresolved concerns as time and resources permit. The Council will monitor and review the status of all initiatives in progress and will make the adjustments necessary when appropriate.

1) IMPLEMENTED INITIATIVES THAT MERIT CONTINUATION

- a. Year-long statewide media campaign to prevent impaired driving
- b. Maintenance of Public website – www.wygcid.com
- c. Maintain Facebook presence
- d. Continue Saving Lives Awards Program
 - a. Continue to give public recognition to entities, organizations and communities that are actively working to reduce impaired driving in their communities
- e. Provide support for Enhanced DUI Enforcement Initiative in problem counties
- f. Continue to collect detailed DUI arrest data in Albany, Campbell and Laramie Counties
- g. Provide support for Campbell County Impaired Driving Task Force and other communities interested in establishing a task force to reduce impaired driving
- h. Continue hosting Policymaker Forums in partnership with Prevention Specialist in Wyoming

2) STATEWIDE IMPLEMENTATION OF THE 24/7 SOBRIETY PROGRAM

- a. Continue to recruit Courts and Law Enforcement to implement the program statewide
- b. Provide technical assistance, grant funding and coordination services to interested communities
- c. Find solutions to existing “barriers” to implementation
- d. Coordinate implementation of programs statewide – ensure standardized operations and reporting procedures
- e. Initiate a data-collection and program evaluation process

3) DEVISE STRATEGY TO REDUCE DRUG IMPAIRED DRIVING

- a. Implement initiatives to address the increasing number of drugged driving incidents in the state
- b. Support Wyoming Division of Criminal Investigation's efforts to secure funding necessary for their Lab to efficiently conduct drug testing for DUI arrests
- c. Continue to enhance drug-impaired data-collection efforts
- d. Support ARIDE and DRE Training for law enforcement
- e. Support continued training opportunities for prosecutors and judges
- f. Increase public education and awareness efforts

4) ESTABLISH A STANDING COMMITTEE FOR SUPERVISION OF HIGH-RISK DUI OFFENDERS

- a. To explore and implement strategies for more effective intervention and supervision of DUI offenders
- b. To include initiatives for more effective supervision of Pre-Trial DUI offenders

¹⁶ A diagram of the Council's Strategic Plan is included in the attachments section.

- 5) RE-EVALUATE NEED TO FILL VACANT GOVERNOR'S POLICY ANALYST POSITION
 - a. Discuss the current situation, and the issues involved, and formulate an appropriate recommendation for the Governor
 - b. Work with the Highway Safety Office to secure resources necessary if there is still a need

- 6) DEVISE A STRATEGY AND IMPLEMENT INITIATIVES TO REDUCE NUMBER OF BAC TEST REFUSALS
 - a. Explore the need for additional training specific to this issue for law enforcement, prosecutors and judges
 - b. Explore the need for additional language to existing law which would provide for criminal and/or civil consequences for a person arrested for DUI who continues to refuse to provide biological evidence upon issuance of a legally obtained search warrant

ATTACHMENTS

The following section provides copies of documents relevant to this strategic plan and which were referenced earlier in the narrative.

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Office of the Governor

STATE OF WYOMING EXECUTIVE DEPARTMENT EXECUTIVE ORDER

2011-7

Creating the Governor's Council on Impaired Driving

WHEREAS, the primary role of government is to protect the health, safety, and welfare of its citizens; and

WHEREAS, impaired driving is a major cause of preventable deaths and injuries to Wyoming citizens; and

WHEREAS, more effective policies and programs to deal with impaired driving issues in order to reduce impaired driving can be developed through ongoing research by a dedicated team; and

WHEREAS, Wyoming's citizens support and will benefit from a proactive approach to preventing deaths, injuries and costs associated with impaired driving; and

NOW THEREFORE, I, MATTHEW H. MEAD, Governor of the State of Wyoming, hereby order the following:

I. The establishment of the Governor's Council on Impaired Driving.

II. The Council shall:

- A. Serve as a forum for research, discussion, and planning to reduce the incidence of impaired driving in Wyoming;
- B. Identify priority issues and prevention strategies related to impaired driving;
- C. Develop plans to implement strategies, including implementing the multi-agency Strategic Plan to Reduce Impaired Driving in Wyoming;
- D. Recommend content and timing of public awareness and education efforts related to impaired driving; and
- E. Report to the Governor.

III. The Council shall include both government and private sector members, who may include representatives from the following entities appointed by the Governor: Department of Transportation (Highway Safety Office, Public Affairs, Support Services), Department of Health (Mental Health and Substance Abuse Services Division, Chemical Testing Laboratory), Department of Revenue (Liquor Division), Department of Family Services, Wyoming Judiciary,

Office of the Attorney General, Wyoming Association of Sheriffs and Chiefs of Police, Wyoming Highway Patrol, Wyoming County and Prosecuting Attorney Association, State Public Defenders Office, Victim Services Division, Safe Communities, Prevention Advocates, Private/Public Substance Abuse Treatment Providers, Peace Officers Standards and Training Commission, County Coroners, Local Government, and the Governor's Office.

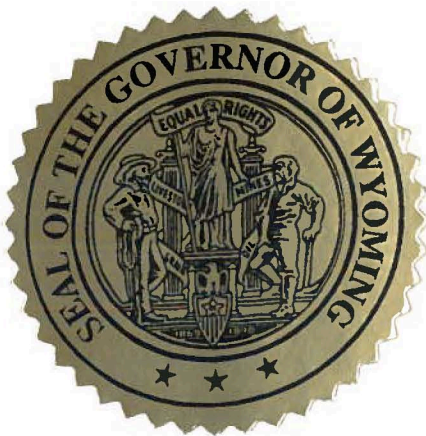
IV. Council procedures and staffing shall be as follows:


- A. The Governor shall designate two co-chairs of the Council from the membership.
- B. The Governor shall name a facilitator(s) of the Council. The facilitator shall be responsible for managing the work of the Council, including facilitating meetings, coordinating with the Governor's Office, serving as a spokesperson, and reporting the work of the Council to the Governor.

V. General operations of the Council include:

- A. Necessary funding for the Council shall be provided through eligible federal highway safety grants administered by the Wyoming Department of Transportation, subject to the specific restrictions of said funds by federal law;
- B. Meeting times and places will be determined by the Council co-chairs and facilitator;
- C. Subcommittees may be created within the Council to serve for a specified purpose and period of time;
- D. All state agencies are directed to cooperate with the Council.
- E. The facilitator shall receive compensation or benefits for his or her service; the other Council members are entitled to standard reimbursement of costs such as per diem and mileage;
- F. Members, including the facilitator, shall abide by the specific lobbying restrictions imposed by the use of funds from the National Highway Traffic Safety Administration.

Given under my hand and the Executive Seal of the State of Wyoming on this 16 day of September, 2011.




Matthew H. Mead
Governor

Governor's Council on Impaired Driving – 2019 Membership			
Term Expires	Name	Official Title	Department
2021	Adriaens, Rich Co-Chair	Chief of Police	Sheridan, WY
XO	Hill, Bridget Co-chair	Attorney General	Wyoming
XO	Arneson, Kristie	Senior Administrator	DFS
2021	Beers, Cody	Public Information Specialist	WYDOT
2021	Bell, Rusty	County Commissioner	Campbell County
2021	Black, Rob	Education Consultant	WDE
2021	Burke, Joey	Coordinator	Wyoming SADD
XO	Carlson, Matt	Highway Safety Engineer	WYDOT
2021	Cooper, Noel	Executive Director	Injury Prevention Resources
2021	Day, Tim	District Court Judge	District Courts
2021	Glick, Danny	Laramie Co. Sheriff	Laramie Co.
XO	Groth, Matt	Public Affairs	WYDOT
XO	Haller, Kebin	Colonel	WHP
2021	Healy, Antoinette	Judge	Circuit Court
XO	James, Karson	Highway Safety Grants Manager	WYDOT
XO	Kahler, Mike	24/7 Program Coordinator	Attorney General's Office
XO	Legerski, Erica	Policy Analyst	Governor's Office
2021	Lund, Cally	Municipal Judge	Casper
XO	Mathews, Erica	Communities Prevention	DOH-CTP
XO	Montoya, Tom	Chief of Enforcement	Dept of Rev. Liquor Div
XO	Oedekoven, Byron	Executive Director	WASCOP
XO	Perrotti, Kelli	Trauma Program Manager	Dept of Health - Trauma
XO	Roden, Ryan	Deputy State Public Defender	Defender
2021	Rogers, Catherine	District Court Judge	District Court
XO	Rossetti, Taylor	Driver Services Administrator	WYDOT
2021	Schluck, Ashley	Wyoming TSRP	Prosecuting & County Attorneys
2021	Shatto, Kerry	Citizen	Douglas
XO	Sides, Dawn	Administrator-Field Services	WDOC
XO	Walsh, Chris	Executive Director	Wyoming POST
XO	Woodson, Steve	Director	DCI

2019 Governor's Council on Impaired Driving
Subcommittee Members

Policy Analyst (RETIRED)

Tony Young	Mike Moore	Dalene Call
Marilyn Patton	Jonlee Anderle	Robert Tompkins

Conference (RETIRED)

Mike Reed	Tom Montoya	Jeff Shulz	Mike Moore
Jonlee Anderle	Kelli Perotti	Anne Comeaux	

Ignition Interlocks (TABLED)

Peter Michael	Rich Adriaens	Toni Healy	Kebin Haller
Mike Kahler	Byron Oedekoven	Dawn Sides	Karson James
Ashley Schluck	Fernando Muzzquiz	Taylor Rossetti	

GCID-Medical Community Public Awareness Initiative (TABLED)

Erica Mathews	Shawn Houck	Sandra Deaver	Sheila Bush
Rhea Parsons	Aimee Lewis	Lisa Hunt	Jennifer Burns

Awards

Connie Jacobson	Ashley Schluck	Kerry Shatto
Rich Adriaens	Karson James	Tom Montoya
Cody Beers	Joey Burke	

Media Campaign

Erica Legerski	Connie Jacobson	Ashley Schluck
Matt Groth	Kerry Shatto	Kelli Perrotti
Cody Beers	Noel Cooper	Karson James

Membership

Connie Jacobson	Ashley Schluck	Erica Legerski
Ryan Roden	Karson James	

Drugged Driving

Tom Montoya	Cody Beers	Karson James	Joey Burke
Rich Adriaens	Ashley Schluck	Shannon Ratliff	Erica Mathews
Kebin Haller	Mike Janicek	Connie Jacobson	Danny Glick

Chemical Testing (??)

Peter Michael	Erica Legerski	Steve Woodson	Taylor Rossetti
Mike Kahler	Byron Oedekoven	Karson James	Ashley Schluck

DUI Supervision

Catherine Rogers	Ryan Roden	Rich Adriaens	Noel Cooper
Danny Glick	Byron Oedekoven	Tim Day	Cally Lund
Dawn Sides	Ashley Schluck	Karson James	Rusty Bell

24/7 Sobriety Program (TABLED)

Catherine Rogers	Dawn Sides	Ashley Schluck	Karson James
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Strategic Plan

Rich Adriaens	Tim Day	Tom Montoya	Erica Legerski
Karson James	Ron Black	Byron Oedekoven	Karson James

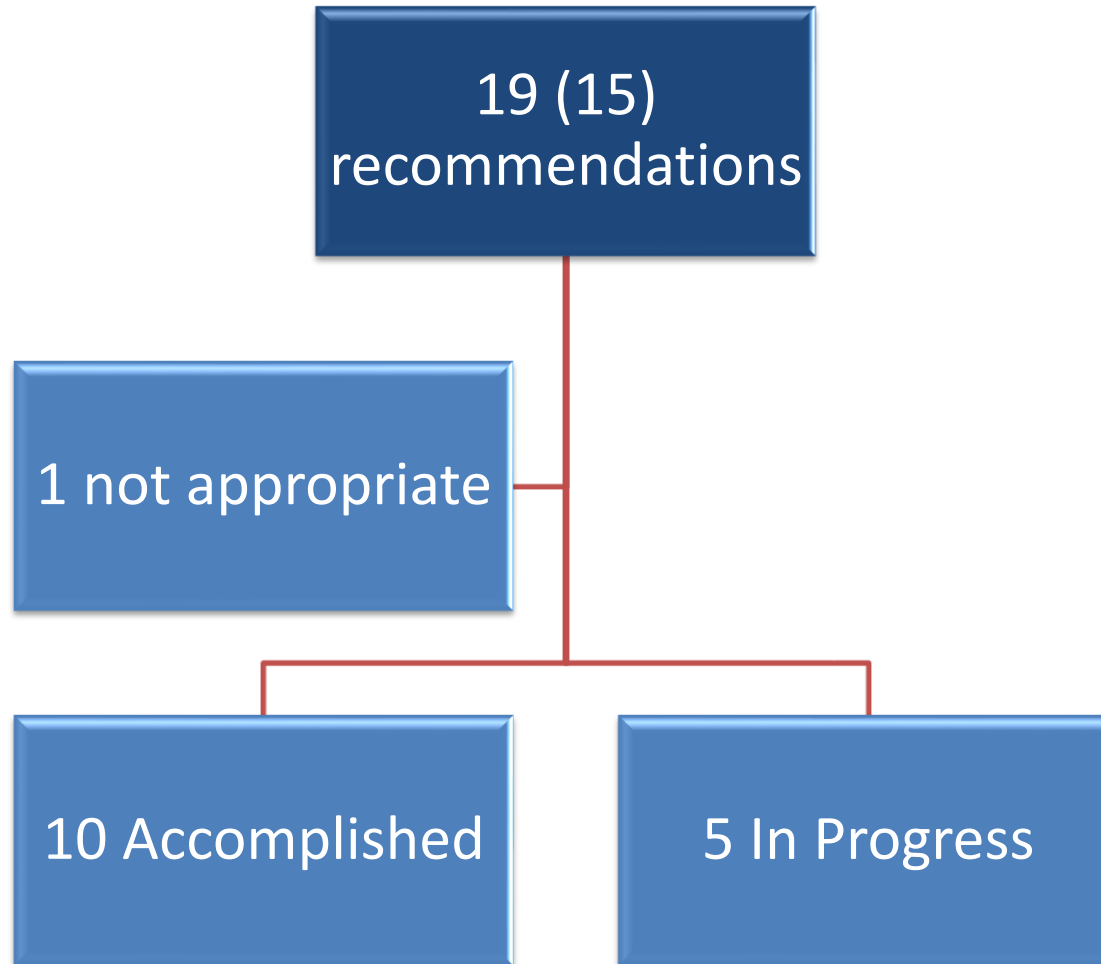
Drug-Impaired Data Collection

Steve Woodson	Lauren Gilbert	Mike Janicek	Duane Ellis
Ashley Schluck	Connie Jacobson	Erica Mathews	Byron Oedekoven
Kurt Zunker	Dawn Sides	Kebin Haller	

Legislative-Policy Issues

Bridget Hill	Byron Oedekoven	Erica Mathews	Mike Kahler
Erica Legerski	Rich Adriaens	Karson James	Rusty Bell
Ashley Schluck	Rob Black	Kristie Arneson	

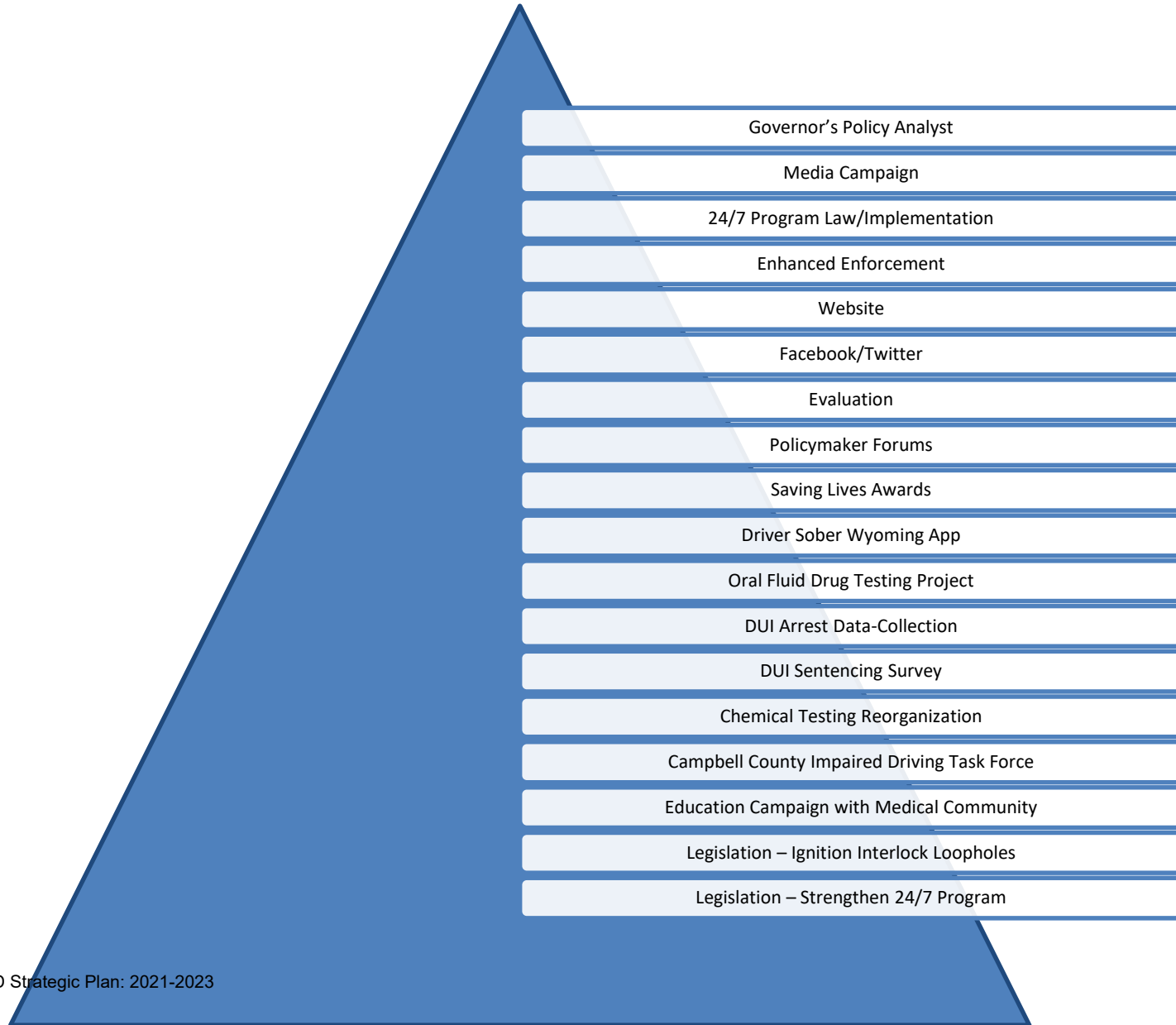
2008 Assessment Recommendations



2011 Leadership Plan Recommendations



Council Initiatives to Date



Basis for GCID Strategic Plan



GCID STRATEGIC PLAN: 2021-2023

Continuing Initiatives

- Media Campaign
- Website
- Social Media
- Awards
- Enhanced Enforcement
- DUI Arrest Data-Collection
- Policymaker Forums
- Campbell County ID Task Force
- Support for communities creating DUI Task Force

Priority Initiatives

- 24/7 Implementation**
 - Recruit courts/LE
 - Provide TA, Grant funding
 - Solutions to “Barriers” to implementation
 - Coordinate/standardize reporting
 - Program evaluation
- Drugged Driving**
 - Chemical Testing Resource Concerns
 - Enhance Data Collection
 - Support ARIDE/DRE Training
 - Public Education/Awareness
- Supervision of DUI Offenders**
 - Explore more effective intervention and Supervision
 - To include Pre-Trial Offenders

Priority Initiatives

- Governor’s Policy Analyst Position**
 - Evaluate present need
 - Secure resources if need is present
- BAC Test Refusals**
 - Additional training for LE. Prosecutors, judges
 - Explore need for additional language to existing law

GCID DUI Sentencing Survey – 2016

Demographics

- Average Age - 35
- 86% male
- 14% o-o-s visitor
- 9% in-state visitor

Arrest Data

- Average BAC - .166
- 46% arrested 12-4AM
- 10% controlled substance
- 11% traffic crash
- 92 ancillary offenses (31% dismissed)

Disposition

- 69% guilty plea (81)
- Guilty Verdict- 2
- Deferral – 27% (24)
- Charge Amended -7
- Bound to DC - 4

10 Most Recent Cases From Each Court

120 cases

- 4 Municipal Courts
- 8 Circuit Courts
- Average %'s
- Average Numbers

Roadway

- 70% - City
- 8% - Interstate
- 17% - State Highway
- 5% - County

Process Time

- <1month – 34%
- 1-3 mos. – 36%
- 3-6 mos. – 16%
- 6-9 mos. – 11%
- 9-12 mos. – 2%
- 18-24 mos. - 1

Sentences

- Jail – 124 days
- 115 days Suspended
- Fine \$536
- Average Probation – 17 mos.
- 31 Supervised Probation
- 71 Unsupervised Probation



GCID DUI Sentencing Survey – 2016



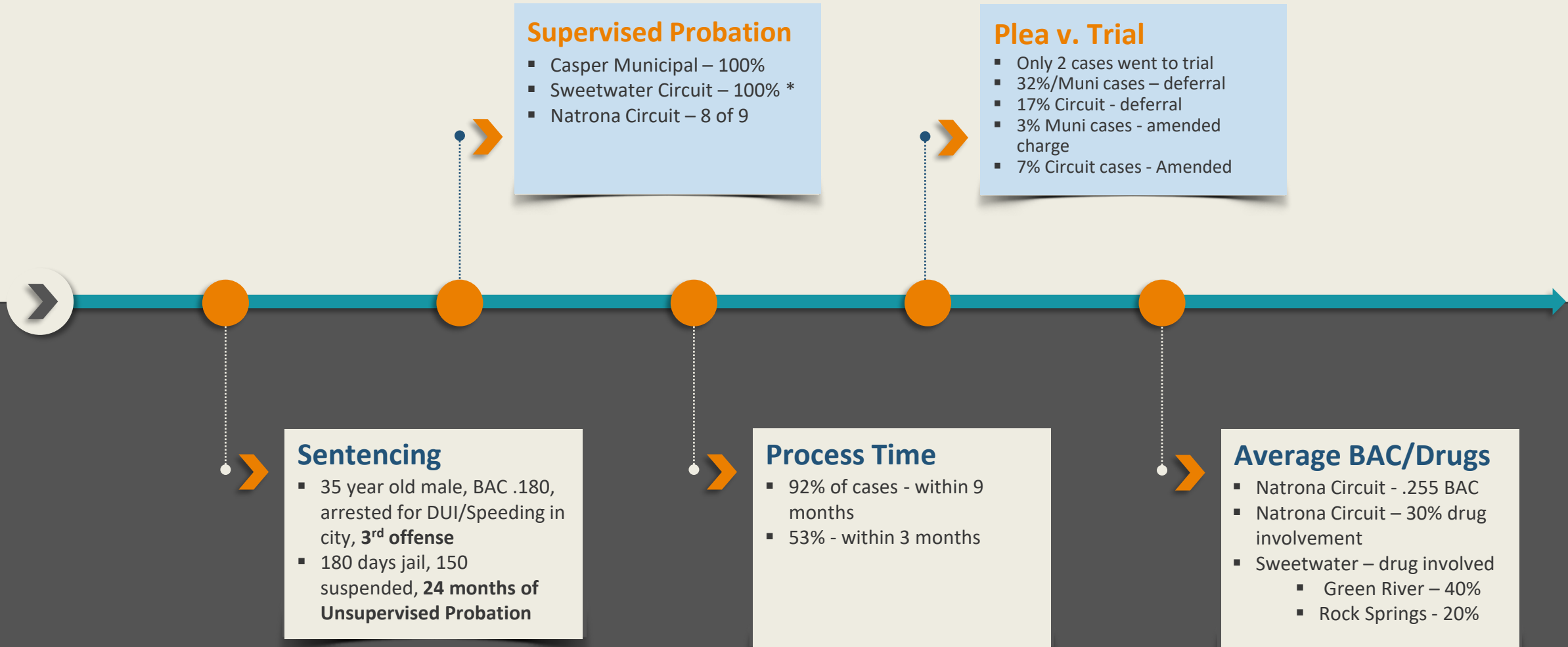
- 39 cases
- Average BAC - .185
- Average - 107 days jail
 - 103 suspended
- Average - \$518 Fine
- 6 supervised probation
- 12 unsupervised probation

- 16 cases
- Average BAC - .153
- Average - 163 days jail
 - 154 suspended
- Average - \$367 Fine
- 3 supervised probation
- 10 unsupervised probation

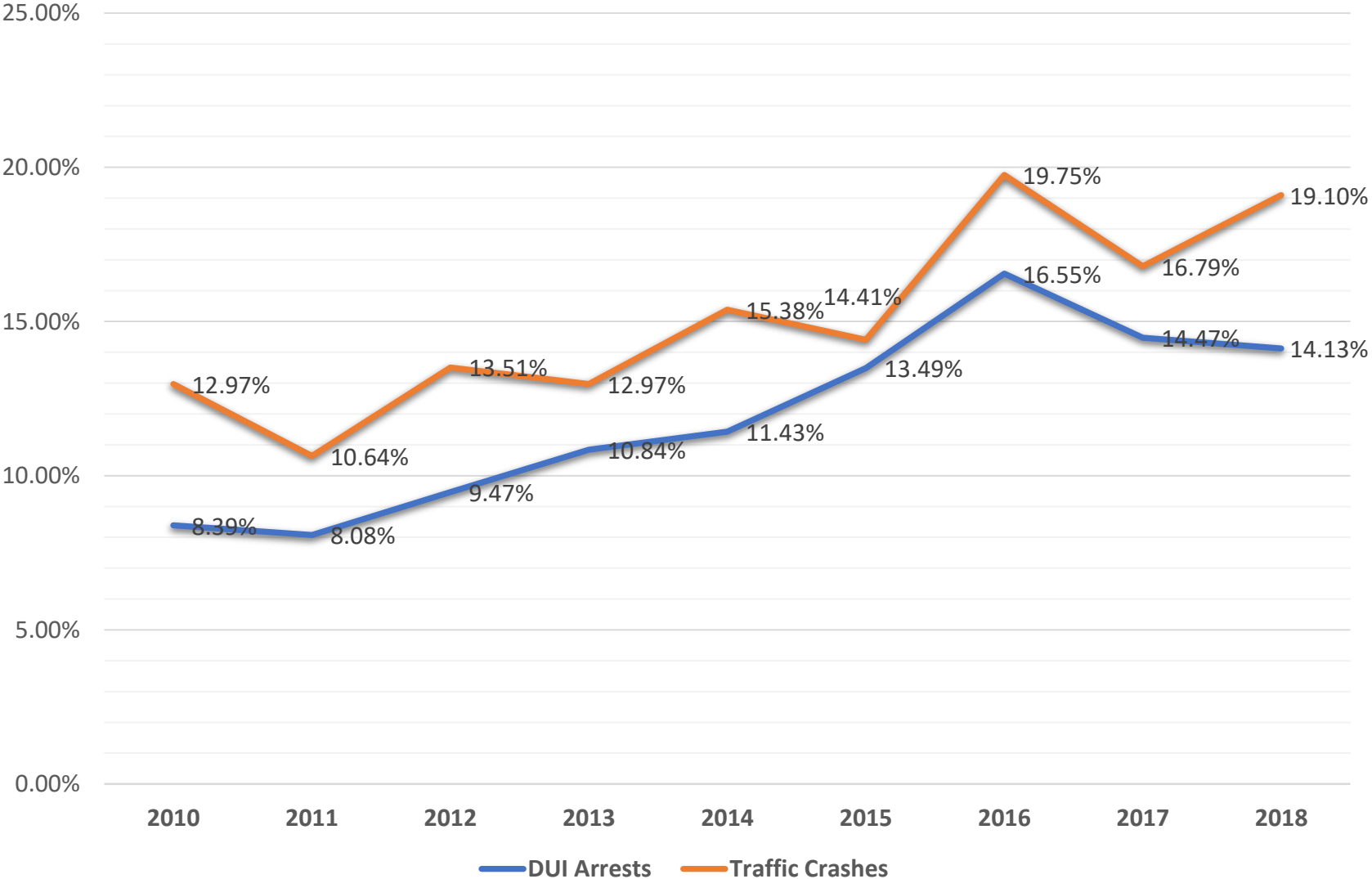
- 8 cases
- Average BAC - .211
- Average - 150 days jail
 - 116 suspended
- Average - \$764 Fine
- 4 supervised probation
- 2 unsupervised probation

- 51 cases
- Average BAC - .135
- Average - 119 days jail
 - 112 suspended
- Average - \$579 Fine
- 14 supervised probation
- 29 unsupervised probation

NOTABLE FINDINGS



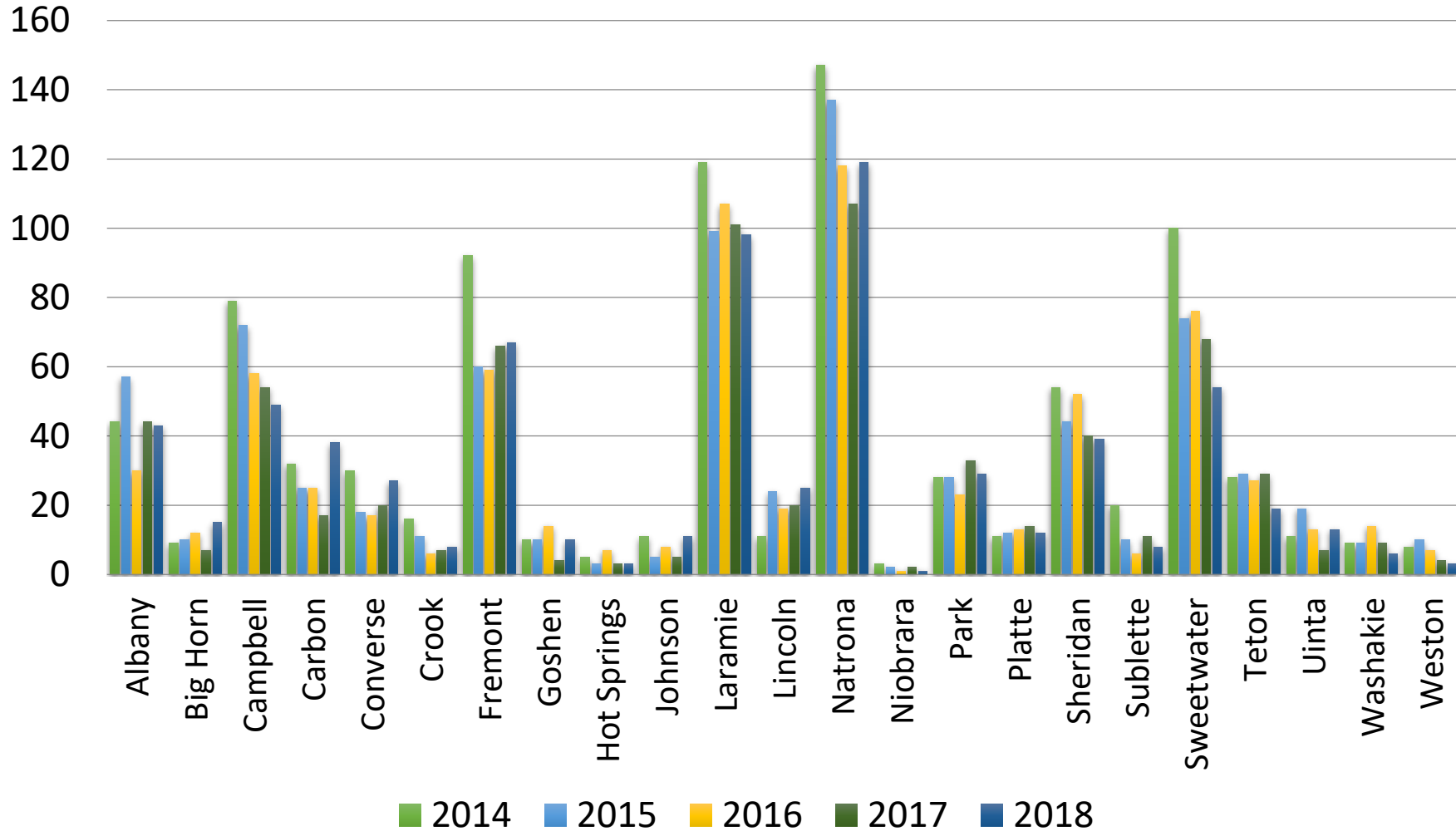
Drug Involvement



Number of Alcohol Involved Crashes by County

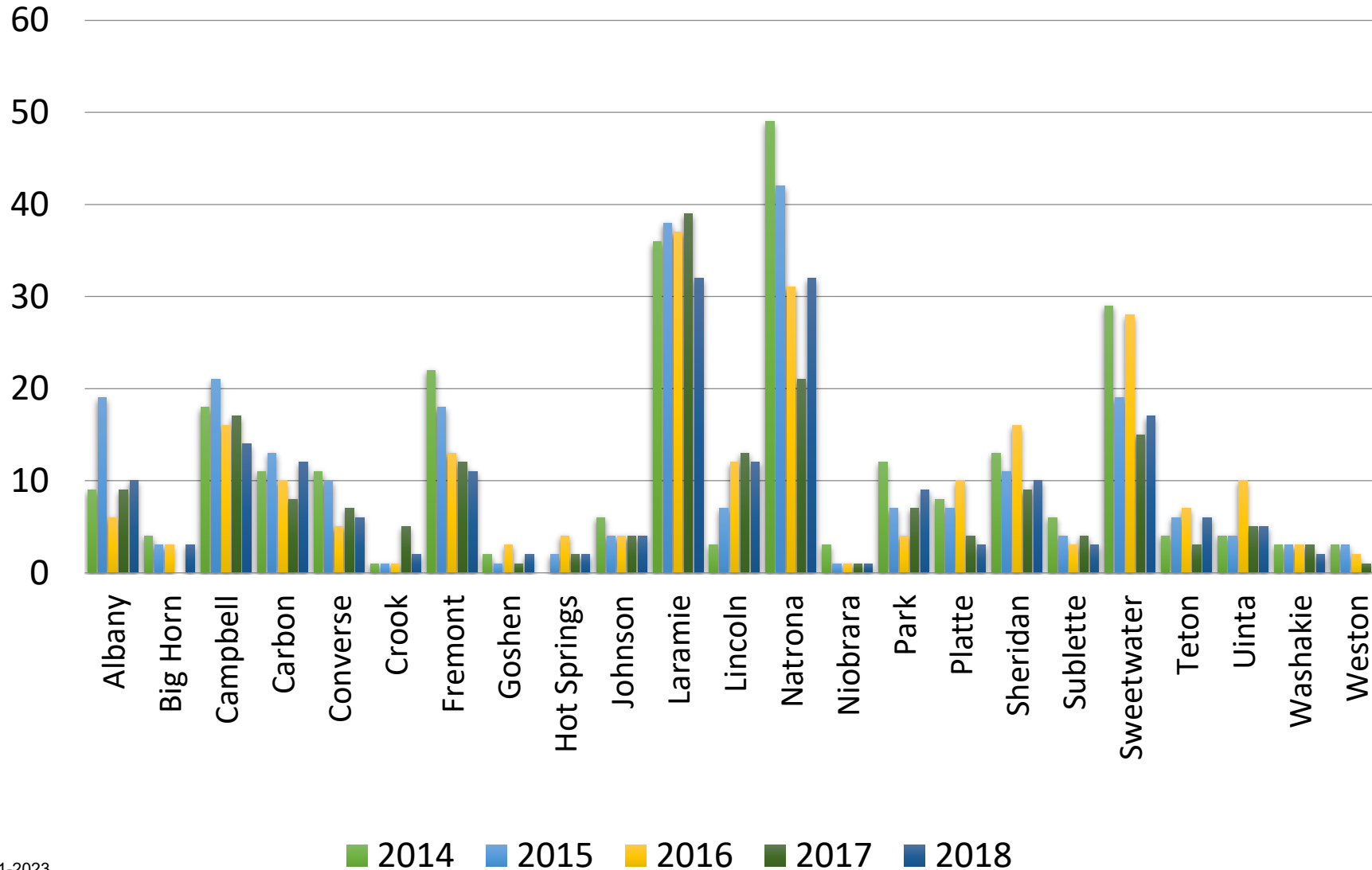
Statewide - (876 - 2013) (877 - 2014) (767 - 2015) (2016 - 712) (2017 - 671) (2018 - 697)

(Statistics provided by Wyoming Department of Transportation)



Number of Drug Involved Crashes by County

Statewide - (277 - 2013) (252 - 2014) (244 - 2015) (229 - 2016) (190 - 2017) (198 - 2018)
 (Statistics provided by Wyoming Department of Transportation)



Governor's Impaired Driving Policy Analyst

Work Scope, Responsibilities, Priorities

- Liaison between Governor's Council and Governor's Office - will provide updates to Council Chairman
- Collaborate with the Governor, Impaired Driving Council, and Highway Safety Office to establish priorities
- Provide the Governor with an annual State-of-the State report concerning current statewide impaired driving issues
- Identify/Collect/Evaluate/Disseminate relevant impaired driving data
- Train/Educate – law enforcement, judicial, prosecutors, liquor license holders/industry representatives
- Liaison with Industry, Stakeholders, Community leaders
- Research and align relevant department policies across State agencies to reduce the impact of impaired driving
- Identify gaps in State policies
- Research best- practices for State agencies
- Evaluate the impact of impaired driving legislative policy on state agencies
- Evaluate the impact of impaired driving legislative policy on highway safety
- Law enforcement liaison for the purpose of increasing the effectiveness of statewide enforcement practices
- Provides input and recommendations to Highway Safety Plan concerning Impaired Driving issues
- Research/Propose a plan to reduce the cumulative cost to the State concerning impaired driving
- Coordinate statewide media campaign on Impaired Driving for the Governor's Council - in conjunction with WYDOT's communication plan
- Oversee and support for the statewide 24/7 Sobriety Project
- Monitor legislative initiatives concerning Impaired Driving and provide input at the direction of the Governor
- Develop, produce, and submit a monthly report of all highway safety grant related activities



JOHNSON AND ASSOCIATES

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Douglas, WY 82633

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Fax: 307-358-4315
E-mail: janda@communicomm.com

Governor’s Council on Impaired Driving

MINUTES

**DECEMBER 5,
2018**

10:00 AM – 2:00 PM

CASPER, WY

TYPE OF MEETING	Quarterly Meeting
FACILITATOR	Facilitator Ernie Johnson – Staff Support Lori Emmert
ATTENDEES	<p>Council Members: Rich Adriaens, Mike Blonigen, Danny Glick, Connie Jacobson, Kebin Haller, Ashley Schluck, Tom Montoya, Dawn Sides, Keith Nachbar, Kerry Shatto, Danny Glick, Joey Burke, Rob Black, Byron Oedekoven</p> <p>Conference Call Attendee’s: Erica Matthews, Kelli Perotti, Laura Sonderup</p> <p>Audience: Mike Kahler, Rhea Parsons, Troy McLees, Tracy Young, Aimee Lewis, Karson James, Paul Phillips, Matt Sonderup, Adam Bruning, Duane Ellis, Peter Droege, Sparky Turner, M Maton, Hailey Rodgers, Steven Woodson</p>

Agenda topics

	GENERAL DISCUSSION	RICH ADRIAENS – CO CHAIR MIKE BLONIGEN – CO-CHAIR
DISCUSSION	Opening remarks and introductions. Welcoming members and guests.	
	CRASH STATISTICS	ERNIE JOHNSON - FACILITATOR
DISCUSSION	See PowerPoint	
	UPDATE: GCID MEDIA CAMPAIGN	LAURA SONDERUP – HENRICH MARKETING
DISCUSSION	See PowerPoint	
	UPDATE: DRUGGED DRIVING MEDIA	RHEA PARSONS – PROJECT COORDINATOR SHAWN HOUCK - ADBAY
DISCUSSION	See PowerPoint – Provided an update on the media produced and being distributed	
	GCID – PHYSICIANS/PHARMACISTS PARTNERSHIP: PUBLIC AWARENESS	ERNIE JOHNSON - FACILITATOR

DISCUSSION	Update provided
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GCID – DRUGGED DRIVING DATA –
COLLECTION INITIATIVE

ERNIE JOHNSON – FACILITATOR
STEVE WOODSON – DIRECTOR WY DCI

DISCUSSION	Ernie and Steve updated the group on the subcommittee meeting.
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UPDATE: 24/7 SOBRIETY PROGRAM

MIKE KAHLER – SENIOR ASSISTANT ATTY
GENERALS OFFICE
LORI EMMERT – COUNCIL STAFF

DISCUSSION	Mike Kahler updated the Council on the counties participating in the program and the rules that are being proposed in 2019. There was also discussion concerning the contract changes with Intoxitrack.
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UPDATE: CHEMICAL TESTING

STEVE WOODSON – DIRECTOR,
WYOMING DCI

DISCUSSION	Ernie Johnson and Steve Woodson updated the group on the challenges facing the chemical testing program; lack of personnel is a primary concern and solutions are being researched.
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UPDATE: CAMPBELL COUNTY IMPAIRED
DRIVING TASK FORCE

RHEA PARSONS – CAMPBELL COUNTY
IMPAIRED DRIVING TASK FORCE
COORDINATOR

DISCUSSION	Rhea Parsons updated the group on the task force in Campbell County and their initiatives.
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IGNITION INTERLOCK LEGISLATION – ‘WHAT’S
NEXT?’

RICH ADRIAENS – COUNCIL CO-CHAIR
MIKE KAHLER – SENIOR ASSISTANT
ATTORNEY GENERAL’S OFFICE

DISCUSSION	
	Legislation is being introduced in the upcoming session.

NTSB RECOMMENDATION: LOWER BAC
PRESUMPTIVE BAC TO .05

ERNIE JOHNSON - FACILITATOR

DISCUSSION	Video available and will be uploaded to the project site for council members to review.
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OPEN FORUM

ERNIE JOHNSON – COUNCIL FACILITATOR

ACTION ITEMS			
NEXT MEETING: TBA		ERNIE JOHNSON	

Governor's Council on Impaired Driving
Wednesday, May 15, 2019
10 am to 2 pm
Red Lion Hotel, Cheyenne, Wyoming

Attendees: Rich Adriaens, Tom Montoya, Ashley Schluck, Rusty Bell, Danny Glick, Byron Oedekoven, Erica Mathews, Joey Burke, Karson James, Matt Groth, Rob Black, Ryan Roden, Bridgette Hill, Noel Cooper, Kerry Shatto, Steve Woodson, Mike Kahler, Troy McLees, Brittany Wardle, Debbie McIntosh, Marlo Ramos, Matt Carlson, Buck McVeigh, Alex Toalson
On The Phone: Callie Lund, Russell Clark, Christi Arneson, Tim Day

Opening Remarks / Introductions: Ernie welcomed everyone.

GCID Overview/Update/Administration Issues: History of council, concerns early on – be prepared at next meeting to discuss your connection to the issue and concern. Quarterly meetings, subcommittee work that happens in-between. Important for everyone to get involved. Everyone to be on one-subcommittee. Overview of purpose. Review of subcommittees and members. Review of statistics.

Retired committees: Policy Analyst and Conference.

Tabled committees: Ignition Interlocks, GCID Medical Community Public Awareness, 24/7 Sobriety Program.

Active committees: Awards, Media Campaign, Membership, Drugged Driving, Chemical Testing, DUI Supervision, Strategic Plan, Drug-Impaired Data Collection, Legislative-Policy Issues.

Marijuana and Hemp Legislation:

Byron – Federal Legislation/Trends/Legislative Issues – Hemp related products are now legal in Farm Bill, IF grown in accordance with the Farm Bill. Layout of regulations in Farm Bill and Hemp is .3 and below, grown in accordance with the Farm Bill. Nothing has been grown, inspected, harvested, etc. and brought to Cheyenne that is in with accordance with the Farm Bill. Everything you see is illegal from a federal standpoint. We'll support a statute that supports the Farm Bill. Wyoming's bill mirrors that standard. Wyoming will have supremacy and regulation authority. Gray area is to suggest that hemp products have 0% THC. Greater challenge is everyone marketing their CBD oil that is less than the .3 standard of THC. Leads to problems on the impairment side. Challenges: Roadside sobriety, is it appropriate or accurate or predictor whether a person is impaired. It does not matter what you are impaired by, but you are still impaired. Arrest for impairment, they exhibited the driving behavior consistent with statutory scheme for impairment.. Legislature – Anything related to marijuana should maybe have a lesser offense, wipe record clean, etc. Interesting attitude toward marijuana related issues. Is marijuana impairment a non-offense? Overall public awareness – impairment means impairment no matter the drug. This next year, there will be discussion in reduction of sentencing. Probation period for DUIs be reduced, maybe enhanced treatment options not necessary.

Steve – Challenges for detection, testing, new stuff – Hemp is indistinguishable from marijuana. "Hemp" seizures. There is no one producing or transporting under federal authority.

Large loads at port of entry. These present challenges, a semi- truck driver with a load, a manifest that is questionable, open the back of trailer, big bags of “hemp.” We have to work with other states like Oregon on this challenge. One load of 7500 lbs, we have no ability to test that. It has to be sent off to Pennsylvania. Other labs say they can do it, but the one lab in Pennsylvania and they are expensive. Got results back on the first load, most was under .3% and some was over. When loads were seized, it was still illegal in Wyoming. Idaho had a similar situation. Idaho does not have a state hemp law. It’s still illegal.

We’ve already had this questioned in court. Hemp is an exception to marijuana, but it has to be below .3%. We have to get the equipment to do that. \$180,000 for that equipment. It will take time to validate that equipment. It will probably take about a year to get stood up. It’s a big challenge. Hemp will be cover loads for the marijuana loads. Federal agencies have taken a hands- off approach. Tons of implications. Drug dogs, what are they alerting to.

Marijuana and edibles continue to be a challenge. Can’t determine quantity of THC and the quantification of that THC within the gummy bear. The lab in Pennsylvania can’t do that either. Legislators point us to labs that can provide these services, but upon research, they actually can’t do that. Every state that has legalized, has had to hire more agents to handle the black market. DCI did various buys across the state to test CBD products. Almost all the products had a significant amounts of THC in them. Seize orders, but no prosecution at this time.

Byron -- Laboratory results that you see on marijuana products is bragging rights only.

Consumer based labs will tout +- 50%. GCID -- Are they driving impaired and what do we do about it then? We have education campaign on impairment is impairment.

Federal Department of Agriculture to have federal rules by the end of this year on CBD.

SF007 – Alternative Penalties and Pre-Trial Release for Alcohol Crimes:

Ernie – History. Problem with ignition interlock program. Senator Kinskey listened to issues. Waiting out period, deferred prosecutions, time period when device should be installed, etc. Introduced legislation, national chapter of MADD sent a letter to every legislator saying the opposed the bill. Bill failed. Should we go through budget session. A number of amendments. Wasn’t ready, spent a year putting legislation together. MADD sent out letters again, sent two people in to talk against the bill, held a press conference, etc. Got bill through both sides of house, died due to lack of time. The bill that did pass this last time was a good bill and made the 24/7 Program strong. MADD was told to stay out. Talked with Circuit Court Judges.

Mike Kahler --- Loopholes fixed. 1st offenders that were over .15%, in the past were able to avoid ignition interlock, now it places them in the program. Unique thing with that law is that the 24/7 Program was brought in as an alternative. Work with WYDOT to have a 24/7 driver’s license. Use state funding for a 24/7 coordinator. Legislation amended to include remote testing. This wasn’t necessary as it could be included in rules. This may cause an issue in the future. Amendment allows for a sheriffs office to set up a remote testing center so they don’t have to have as much overhead or administration. Remote only testing center may lose immediacy of consequences. Sunset provision was repealed. Increased workload for all involved. Positive change that should save lives.

Update: 24/7 Sobriety Program: This council was instrumental in getting this program and legislative backing off the ground. To date, there are 4 counties. Sweetwater, Natrona,

Campbell and Fremont. In Campbell, drug offenses are overtaking alcohol offenses. Campbell has most numbers.

Rusty mentioned there about 78 participants, a lot of patches. Funding formula is resolved. Grant funding to help with equipment and software. Next county by July is Sheridan. Hopefully Laramie County soon as well. Albany County down the road.

Remote testing is necessary but being careful. Backbone is till 24/7 Program. With current legislation, are the rules consistent. Looking at drug testing option of saliva. Working with Judge Phillips to identify the need for that. We wouldn't need both a male and female on site with saliva testing. Ankle bracelets were added as an option. Wanted immediacy of arrest. Lay out criteria to ensure less burden with oilfield worker, for example. Upped the price of drug patch. Drug testing was costing more than they realized. New legislation going into effect July 1, there should be good changes.

Are there additional savings. Recidivism rates are great. Lt. Theis and Judge Phillips, will present on Campbell County. There are less people in jail in Campbell County.

NHTSA – Mario – We aspire for all states to have something like this (GCID). Organizational structure as a model, the work that has been done, etc. This task force has accomplished a great amount. Thank you for the work you've done.

Traffic Safety Nationally – DUIID and national campaigns. Data collection. Autonomous vehicles are starting to present issues. Open container considerations or repeat offender considerations. Behavioral world. Have your voice heard regarding grants – now is the time to do that. Get involved. Rules are still being written while we are strategic planning.

Governor's Remarks: Thank you for all you do, I'd like to learn more. Thinking to Laramie last week and all the challenges brought forward, what can we do to help. Want our roads to be as safe as we can be. Discussions about modern technology, cars do all the thinking, people are maybe doing less. Are there ways we should be advising people they are still responsible for their driving.

Rich – You care enough to carry this on, your voice motivates, that awareness is our number one weapon, your office involved is helpful. You are the 3rd governor, encourage you and thank you. It's great work. Everything seems to move slow, but there's always so many accomplishments.

Ernie – We went to Gov Mead about two years ago, our drug testing in Wyoming is failing. Transfer from DOH to DCI, this is a great decision. That burden was placed on DCI. I'd like to put a plug in for him for staff, resources, but he is going to need help from AG and Governor's office.

Byron – During the first part of your tenure, it was a pleasure to work with you. We had many issues around impaired driving. We didn't waste this year. We worked on those issues. All of that happened with your assistance. You hit the ground running and helped us achieve those important objectives.

Issues we are working on: 24/7 Program, provide some assistance for statewide coverage. Everything related to marijuana, CBD. Chemical testing, additional training at academy, regional training, etc. Not just driving issues, but crime issues. Alcohol related crimes are down, drug related crimes are up. Tripled people involved in meth in the last two years.

Request from Governor:

Explanation of where revenues come from, as revenue pictures change, what impact will that have.

People of Wyoming understand priorities. Safety, financial, etc.

Distracted driving, technology challenges.

Update: GCID Media Campaign:

Karson – The Things No One Knows videos. Taking the idea of the Wyoming culture of making right choices. Rough cuts being done soon, going live end of May. Radio ads.

Matt – Heinrich, Don't Go Down That Road. Reduce impaired crashes in Wyoming. Increase awareness. Review of target audience, strategy, timing, media examples and new creative.

Update: Drugged Driving Media Campaign:

Shawn Houck Adbay – Shawn provided an update on the "The New DUI" drugged driving campaign. He provided visuals of campaign, radio ads, marketing plan, etc. There is money remaining in the budget, it is recommended a follow up survey occur to determine effectiveness of campaign.

Rhea – Nothing additional.

Update: Campbell County Impaired Driving Task Force:

Rhea – The Campbell County DUI Task Force decided to do qualitative research to drill down on the why behind people drink and drive. They partnered with Tim Pearson from WYSAC to conduct one on one interviews in Gillette. Results will be provided in July. In the meantime, they are designing and implementing a designated driver program. This is encouraging establishments to provide good incentive for people to be the designated driver.

Rusty Bell – Rusty mentioned the task force has been going for a couple years, has great membership and recognizes this as a key issue in Campbell County. This task force believes personal responsibility is important and how we promote that.

Update: Chemical Testing Program:

Woody – Provided data for submissions. Toxicology submissions have tripled since 2018.

There's impact to DCI to keep this standing, but there's not enough staff. It's an issue being looked at. Doing presumptive testing on all drugs. Right now confirmatory testing on THC and the basic drugs such as methamphetamine. Moving forward with benzos, moving on to cocaine and opioids. 78% of alcohol testing they looked back on included other substances as well. Turn around is not too bad, they get 50 a week, so there is a turn around time. The goal eventually is to test all alcohol samples for drugs also.

Two levels of testing. Presumptive tests (quick but not confirmatory). GC Machine – Confirm drugs in that sample. Manpower and Equipment are the issues. Chemists have to do it. Two weeks training on just machine, professor from Colorado comes up for training.

There was discussion on how to obtain funding to help with this issue. Is presumptive testing enough for data collection.

Open Forum/Closing Remarks/Next Meeting Dates:

Strategic Planning over the next month and electronic approval.
September 11, 2109 in Cheyenne
December 4, 2019 in Casper



JOHNSON AND ASSOCIATES

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1036 Durango Drive
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E-mail: janda@communicomm.com

Governor’s Council on Impaired Driving

MINUTES SEPTEMBER 11, 2019 10:00 am – 2:00 Pm CHEYENNE, WY

TYPE OF MEETING	Quarterly Meeting
FACILITATOR	Facilitator Ernie Johnson – Staff Support Lori Emmert
ATTENDEES	<p>Council Members: Rich Adriaens, Bridget Hill, Chris Walsh, Taylor Rossetti, Joey Burke, Erica Legerski, Ashley Schluck, Karson James, Erica Mathews, Rob Black, Kebin Haller, Connie Jacobsen</p> <p>Conference Call Attendee’s: Steve Woodson, Byron Oedekoven, Cody Beers, Tim Day, Cally Lund, Andrew Marshall, Rusty Bell</p> <p>Audience: Mario Ramos, Jamie Pfister, Jamie Burns, Debbie McIntosh, Tom O’Neal, Kevin Theis, James Whippe, Laura Sonderup, Matt Sonderup, Stephanie Lucero, Ariel Villa, Alex Toalson, Mike Kahler, Ryan Thompson, Tim Pearson, Rhea Parsons,</p>

Agenda topics

GENERAL DISCUSSION	RICH ADRIAENS – CO CHAIR BRIDGET HILL – CO-CHAIR
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DISCUSSION	Opening remarks and introductions. Welcoming members and guests.
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SUPERVISION OF DUI OFFENDERS

Tim Day – District Court Judge, Ninth Judicial District
Paul Phillips – Circuit Court Judge, Sixth Judicial District
Cally Lund – Municipal /Alcohol Court Judge, Casper
Tony Garber, District Supervisor – P & P, WDOC

DISCUSSION	<p>Judge day advised that to defer to the expertise of Judge Phillips.</p> <ul style="list-style-type: none"> • Lack of pre-trial supervision – community safety • 24/7 program addresses the issues • Substance evaluation <p>Judge Lund described how the pre-trial supervision and issues are addressed in her court.</p> <p>Tony Garber provided a verbal report and will follow-up with a written document that can be loaded to the project site for council access.</p> <ul style="list-style-type: none"> • DOC is using an assessment tool for alcohol/DUI • Length of time for supervision – 138 people at one year or less, 52 people at eighteen months, 233 people for two years, 226 for three years, 32 for four years, 78 for five years, 12 at seven years or more. These are just numbers for supervised – those
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	<p>cases unsupervised are higher. Cost of staffing, treatment resources, etc are a concern for WDOC. Self-pay for testing would be an example of future improvements.</p> <ul style="list-style-type: none"> • Case load numbers are around 90-100 dependent upon the district. Fremont non-profit case load at approximately 102.
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UPDATE: 24/7 SOBRIETY PROGRAM

MIKE KAHLER, SENIOR ASSISTANT
ATTORNEY GENERAL
LORI EMMERT, COUNCIL STAFF
SUPPORT KEVIN THEIS – LIEUTENANT,
CAMPBELL COUNTY SHERIFFS OFFICE

DISCUSSION	<p>Mike Kahler provided an update on the program, funding for 2020 secured, 5 counties working within the program. Rule changes discussed – transdermal and saliva testing. Potential rule changes in the future may include Remote Breath Testing. 24/7 license logistics being worked through with WYDOT. Sheridan County SO in cooperation with the Police Department is jointly coordinating the program.</p> <p>Lt Theis - Campbell County and a local perspective – 2 years of operation. Primarily PBT up until the new rules allowing swab testing. Majority of violations are “no show”, but those participating 141 violations out of 42,000 tests. The judges support is what makes their program successful. January 1, 2019, the drug patch was started and that has been a valuable monitoring tool. Program also was beneficial in coordinating the court ordered testing to a specific time rather than random testing based on the offender’s schedule. It is encouraging to see people’s success through the program. There is an observation that drugged driving has increased.</p> <ul style="list-style-type: none"> • Campbell – 124 Participants – 2000 tests – 6 failures • Sweetwater - • Natrona – 23 participants – 950 tests – 5 failures • Fremont – 54 participants – 2160 tests – 4 failures • Sheridan – 10 participants – 426 tests – 5 failures • <p>24/7 in the future will only be sustainable with the judge’s support. Natrona CO SO is seeing a reduction in persons sentenced through the courts and with that has put their program in jeopardy of continuing. Noel Cooper says that more flexibility needs to be added to the rules.</p>
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NHTSA – OPEN FORUM

MARIO RAMOS – DEPUTY
ADMINISTRATOR, NHTSA REGION
EIGHT JAMIE PFISTER – ASSOCIATE
ADMINISTRATOR, ROPD

DISCUSSION	Update provided on NHTSA and introduction of Jamie Pfister and her comments from the federal level perspective.
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UPDATE: STRATEGIC PLAN SUBCOMMITTEE

ERNIE JOHNSON – FACILITATOR
KEBIN HALLER – COLONEL, WHP
ASHLEY SCHLUCK – WYOMING TSRP

DISCUSSION	<p>Strategic Plan committee – March 2020 will be the recommendations from the committee to the council</p> <ul style="list-style-type: none"> • Reduced administrative licenses and refusals • Crime lab resources • Prosecutor dismissing DUI’s – refusal issue – search warrants not being executed – Judges need to hold Prosecutor’s accountable – Prosecutor and Judicial training
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DATA REVIEW/THE IMPACT OF SUBSTANCE
ABUSE ON CRIME IN WYOMING

ERNIE JOHNSON – FACILITATOR

DISCUSSION	See PowerPoint – loaded to project site. Legislation went into effect July 1, 2019. Early stages of 24/7 license issuance. Taylor Rossetti provided an update.
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UPDATE: GCID MEDIA CAMPAIGN

KARSON JAMES – HS GRANTS MANAGER,
WYDOT
LAURA SONDERUP – HEINRICH
MARKETING

DISCUSSION	Summer Campaign Recap – see PowerPoint – loaded to project site
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RHEA PARSONS – PROJECT
COORDINATOR, WASCOP
SHAWN HOUCK - ADBAY

DISCUSSION	See PowerPoint – loaded to project site. Shawn Houck from Adbay presented a campaign update.
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UPDATE: CAMPBELL COUNTY IMPAIRED
DRIVING TASK FORCE

RHEA PARSONS – CAMPBELL COUNTY
IMPAIRED DRIVING TASK FORCE
COORDINATOR
TIM PEARSON, PH.D. – ASSOCIATE
RESEARCH SCIENTEIST, WYSAC

DISCUSSION	Tim Pearson – WYSAC – presentation. See PowerPoint – loaded to project site.
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CHEMICAL TESTING PROGRAM

STEVE WOODSON – DIRECTOR,
WYOMING DCI

DISCUSSION	A budgetary request is being made by the Attorney General for more man power, one piece of equipment specific to testing if it breaks down will back log testing, individuals have testing limitations based on personal or professional changes. Manpower is a significant issue. Drug testing has had a significant impact for equipment and on personnel. DCI is a high priority for the Attorney General and providing the resources necessary to accomplish the testing in a timely manner.

OPEN FORUM

ERNIE JOHNSON – COUNCIL FACILITATOR

ACTION ITEMS			
NEXT MEETING: DECEMBER 4, 2019 – RAMKOTA - CASPER	ERNIE JOHNSON		



JOHNSON AND ASSOCIATES

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Governor’s Council on Impaired Driving

MINUTES DECEMBER 4, 2019 10:00 am – 2:00 Pm CASPER, WY

TYPE OF MEETING	Quarterly Meeting
FACILITATOR	Facilitator Ernie Johnson – Staff Support Lori Emmert
ATTENDEES	<p>Council Members/Audience: Rich Adriaens, Chris Walsh, Kebin Haller, Cally Lund, Noel Cooper, Cody Beers, Joey Burke, Tom Montoya, Ashley Schluck, Matt Groth, Karson James, Kerry Shatto, Byron Oedekoven, Rob Black, Laura Sondrup, Matt Sonderup, Alex Toalson, James Whipps, Rhea Parsons, Barbara Roach, Shannon Ratliff, Angie Van Houten, Peter Michael, Sundance Port of Entry, IPR Staff, Mike Reed, Ernie Johnson, Lori Emmert</p> <p>Conference Call Attendee’s: Mike Kahler, Tim Day, Erica Mathews, Toni Williams, Sara King, Anne Sutton</p>

Agenda topics

GENERAL DISCUSSION

RICH ADRIAENS – CO CHAIR
BRIDGET HILL – CO-CHAIR

DISCUSSION	<p>Opening remarks and introductions. Welcoming members and guests. Vote for minutes. Ashley moved, Chris seconded. Everyone in favor. Concern and confusion around membership of council. Patience with membership. Confirmations will happen. Website on boards is about three years behind, it should be updated by summer. Governor gave specific directions at onset. He likes what we are doing and Governor’s office to maintain control. Council was created under executive order. We will remain under Governor Mead’s order. The Governor appoints two co-chairs. Incoming attorney general to be a co-chair along with Chief Rich Adriaens. She cannot be here today due to illness. Term of office set at two years. Ernie recommended a term of three years, Governor left to council, it stays at two years. Look at paper, if you have an xo, you are an ex-officio and you will remain a member. Sometime next summer, we’ll decide who will re-look at terms. No questions were posed in regards to membership.</p> <p>Email from Rebel Kuebel who was hit head on by a drunk driver while on his motorcycle. He wants to bring awareness about drunk driving by mounting his bike on a trailer. Duane mentioned he met him also. There are some concerns about his life history and he wasn’t wearing a helmet. The woman who hit him had a DUI three months prior. Does HP or the motorcycle program have any interest in this request. There is already a plan in place with a different trailer and motorcycle where the riders were outfitted appropriately.</p> <p>Look at data. We have 23 more alcohol involved crashes. Drug involved is about the same, but about 21 more injury crashes. We have less fatalities regarding alcohol and drugs.</p> <p>24/7 Program – Mike -- Right now there are 4 counties currently participating in program. Natrona County has kind of dropped out for the time being. Campbell County has 145 participants in the program, 243 people total in the entire state. Just under 6000 breath tests in the state. Just 15 tests were failed. There is a 99.73% pass rate. This is encouraging. More</p>
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people are staying sober and less people staying in jail. Even with failed tests or no shows, there is a 99% compliance rate in the program. It is 1% or 2% higher than other programs. They will be adding remote breath testing. We get people in the program who can't quite make it to the in-person breath test for work or where they live. Typically compliance rates with remote testing lowers to about 91% or 92%. Looking at ways to administer the program so there aren't logistical issues to the agencies.

Sheriff Holbrook – spoke about Natrona County. Visited the program in South Dakota. The issue they ran into is that judges would be put them in the program and then attendees would go back and say it was a hardship, so they would be removed. The program had to be closed down. Sheriff Holbrook had staff who were completely committed to the program. Hardships were work related or financial or couldn't get to the jail itself. Sheriff Holbrook will open again in a heartbeat if there is a way to make it happen. Lori – Laramie County and Teton County will be coming on hopefully by April 1. Byron – when we first started, we looked at South Dakota's statute. Many states have handled this differently. There isn't a choice, it just has to happen. What would happen with those smaller departments? The technology we are discussing today should help with those remote agencies. South Dakota made it a very blunt, straight forward sentence. They appropriated money for equipment, etc. State of Wyoming made it self funded.

Cally Lund spoke about their support of the program and the number of prescription drug usage in addition to alcohol use, which we needed to test for in order to determine danger to public safety. Remote breath would be great. A lot of resources are being used to keep the public safe while addressing the issue.

Cody Beers – a way to reduce people back in jail and curious about growth of the program. Are the two new programs coming on voluntarily or will they need help with funding?

Chief Adriaens – when people are monitored, they change their behavior. Having to come in and face that officer is extremely effective. Karson – there was funding for equipment, not sure how much of that funding is left. Ernie says funding is not an issue. The issue is staff.

UPDATE: CHEMICAL TESTING

BARBRA ROACH, DEPUTY DIRECTOR,
WY DCI

DISCUSSION	<p>Overall an increase in lab analysis requests since 2010. Working to be more progressive with IT. Toxicology assignments – WHP biggest customer and then a break down of LE departments around the state. Backlog has gone up on drug chemistry. Two fully trained analysts in toxicology. Governor has recommended an additional person. It will take a while for that individual to become trained. Turn around time. There is one analyst and one instrument for each. The LC costs about \$270,000, this one is where there is the longest turn around time. Manpower and training. Toxicology back log is the biggest. 700 backlogged cases for toxicology. There are about 50 a week of requests. Vast majority wants everything tested. Outsourcing to another lab would be helpful, but out of state witnesses to testify in court costs a lot of money. Video conferencing isn't completely embraced. Chief Adriaens uses Access. It runs him about \$240 to \$300 a test. The results are lock solid, most people plea out and rarely is a witness needed.</p> <p>Ernie – the crime lab has a problem we created for them. Responsibility was transferred to crime lab, but no staff or resources were allocated. It's an issue we need to resolve.</p> <p>Byron – five staff were requested. One is in the works.</p> <p>Chris – Barb needs the equipment and people she needs. Cost recovery is needed from offenders.</p> <p>Ashley – There is statutory authority to make offenders pay.</p> <p>Jim – mixed drug is an issue. Being able to test for all, is important. It's over 50%.</p>
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GRANT FUNDS FOR TRAFFIC SAFETY AND GCID INITIATIVES

KARSON JAMES – HS GRANTS MANAGER,
WYDOT

DISCUSSION	<p>Fixing America's Surface Transportation Act is up in September 2020. Congress is working on it. 2021 Grants are releasing grants on February 2 and due March 20, 2019. Those who want to receive funding, start preparing now.</p>
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STATEWIDE PREVENTION: "WHERE ARE WE?
WHERE DO WE GO FROM HERE?"

ANGIE VAN HOUTEN – SECTION CHIEF,
WYOMING DEPT OF HEALTH
RHEA PARSONS – PROJECT
COORDINATOR, WASCOP
TRACY YOUNG – COORDINATOR - WPAA

DISCUSSION	<p>Angie / DOH – Eight millions dollars were put out to counties for prevention in substance abuse, tobacco and suicide. Two million would go for county governments for suicide specifically. County commissioners were asked to specify which departments would house the prevention funds. Hospitals, public health, county commissioners directly, mental health, big brothers big sisters. Platte county did not request funds.</p> <p>Each county received a base of \$155,000 and then remaining of funds were distributed based on population. Then an additional \$2500 for capacity enhancement. Fall 2018 through June 2020. 22.42% from state general dollars, 42.7% from federal funds and 34.88% from Tobacco Settlement Funds.</p> <p>Adult Binge Drinking, Underage Alcohol Use, Tobacco Prevention, Opioid/Prescription Drugs, Suicide Prevention. Flexibility in each county to make decisions.</p> <p>Examples of policies that have been implemented were provided. Lots of training has been provided.</p> <p>Rhea provided an update on the Wyoming Prevention Action Alliance. Funding for the WPAA and the overall objective of connecting statewide organizations and local prevention coalitions. WASCOP is the TA grantee for prevention.</p>
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GCID AWARDS PRESENTATION

ERNIE JOHNSON – FACILITATOR

DISCUSSION	<ul style="list-style-type: none"> • Peter Michael – Wyoming Attorney General (Retired) • Mike Blonigen – Natrona County District Attorney (Retired) • Injury Prevention Resources • Sundance Port of Entry
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UPDATE: GCID MEDIA CAMPAIGN

KARSON JAMES – HS GRANTS MANAGER,
WYDOT
LAURA SONDERUP – HEINRICH
MARKETING

DISCUSSION	<p>Border War Messaging – Commercials done by WHP played. Wonderful partnership between WYDOT and CDOT. Everyone was working toward same outcome, reduce incidence of impaired driving. Lots of personal interactions with folks at the game. Asking folks how much they drank, breathalyzers, etc. People underestimated their blood alcohol content. Video shoot in Sheridan and Gillette. What does their road mean to them.</p> <p>FY20 Planning – Increasing incidents of drug impaired driving. Identify how we continue to great success we are having. Introduce more of the drug impairment message also.</p>
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UPDATE: DRUGGED DRIVING MEDIA CAMPAIGN

RHEA PARSONS – COORDINATOR,
WASCOP

DISCUSSION	Rhea provided data from Adbay on drugged impaired driving stats.
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UPDATE: CAMPBELL COUNTY IMPAIRED
DRIVING TASK FORCE

RHEA PARSONS – TASK FORCE
COORDINATOR

DISCUSSION	<p>The Campbell County DUI Task Force is working on the following projects:</p> <ol style="list-style-type: none"> 1. Designated Driver Program 2. Video shoots with Heinrich Marketing 3. 24/7 Program documentary 4. Presentations at MSHA refreshers
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UPDATE: STRATEGIC PLAN

ERNIE JOHNSON – COUNCIL FACILITATOR
KEVIN HALLER – COLONEL, WHP
ASHLEY SCHLUCK – WYOMING TSRP

DISCUSSION	<p>Strategic Plan Committee Process – Took a look at NHTSA assessment. 2008. Let’s bring them back. It’s not easy and it’ll cost \$20,000 to \$30,000. So, we can put that money to better use. Take a look at leadership team. Council initiatives to date. Emerging Issues/Concerns Decide Write-up. Initial and subsequent status reviews consistent with original findings. Exceptions: Re-evaluate need for Governor’s Analyst Position Judges and prosecutors training – needs attention. Supervision for pre-trial offenders lacking Review of council initiatives to date. Enhanced enforcement – over \$1 million spent. Website is meant to promote transparency. Continuing Initiatives</p> <ol style="list-style-type: none"> 1. Media Campaign, social media and public website 2. Support Enhanced Enforcement 3. Policymaker Forums 4. GCID Awards 5. DUI Arrests Data- Collection 6. Support local ID Task Force Efforts 7. Byron mentioned – GCID is THE place for information/resource <p>Issues/Concerns:</p> <ol style="list-style-type: none"> 1. Increasing incidents of Drug Impaired Driving 2. Re-evaluate need for Governor’s Policy Analyst Position 3. Inadequate resources for chemical testing 4. 24/7 Program implementation issues (cost and judges being on board) 5. More effective/earlier intervention /supervision of DUI offenders Judge Day – It’s fairly obvious, difficulty in enforcing in pre-trial situations, trying to keep the public safe while offenders are on release prior to adjudication. We need to make sure people are staying sober. There is no pre-trial supervision to help accomplish goals. We can’t ask probation and parole to enforce pre-trial release orders. Byron – Dept of Corrections asking to lower supervision loads. Reduce fines, reduce jail time, let out sooner, not supervise is a trend happening. Efforts to educate legislators would be a good message. 6. Increasing Number of BAC Test Refusals Kebin – Obtaining search warrants for those that are not submitting to a test. Individuals are not adhering to a search warrant. Liability issues for detention centers. Some say a verbal is considered a refusal. Some say if it gets physical it’s a refusal.
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	<p>Something to consider would be a 6 month suspension of license on first offense. We are at about a 50% refusal rate on search warrants. Some work to do here.</p> <p>Ashley – How many jurisdictions are not doing a forced blood draw. 13 of 23 counties responded. About half are not doing a forced blood draw. Some are responding with an interference. The jurisdictions that are not doing forced blood draws, they are having a hard time with refusals. Word gets out. It's worth a discussion around a refusal on a search warrant and criminal ramifications for a continued refusal.</p> <p>Judge Day talked about a current case in Teton. The person refused, was charged with interference. It's on appeal.</p> <p>Chris – If a search warrant takes so long to get and there's a refusal, then that officer is going to find another way to get that person off the streets. A reduction in DUI doesn't mean there has been behavior change.</p> <p>Byron – Discussion happening during the Sheriff's meeting tomorrow. If they aren't, it's because the county attorney is not going to support. Staffing and manpower is an issue.</p> <p>Chief Adriaens – They have a special room for a forced draw. Contract with ambulance to do the draw. Firefighters like to do it. We try not to take an aggravated offender to a hospital for a blood draw. Be creative and find a solution so we don't pass the issue on to someone else.</p> <p>Duane – It's demoralizing to officers to put in the work and not be able to have the search warrant followed through on. Forced draws need to happen.</p> <p>7. Adequate and necessary training for Judges and Prosecutors.</p> <p>Vote on Priority Issues</p> <ol style="list-style-type: none"> 1. Include statewide implementation of 24/7 Program Sobriety Program. Celebrate our successes. 2. Drugged Driving – Devise strategy and implement initiatives to address the increasing number of drug impaired drivers. 3. BAC Test Refusals – reduce the increasing number of test refusals. 4. Supervision of DUI offenders – 1/3 of offenders are repeat offenders 5. Policy Advisor Position – re-evaluate the need for this position 6. Training – Address training needs <p>Chief Adriaens recommended anyone who's having issues with 4 or 5 hour search warrants, contact his office, he has streamlined this. Duane updated that the form used by Sheridan has been field tested and is going statewide.</p>

OPEN FORUM

ERNIE JOHNSON – COUNCIL FACILITATOR

<p>ACTION ITEMS</p>	<p>Tom Montoya – We've trained over 35000 people in TiPS.</p> <p>Byron Oedekoven – Breathalyzer update</p> <p>Barbra/DCI – (Some organization) is willing to do UA. There's a charge to the defendant. Joe Foss?</p> <p>Chris – Enforcement, prosecution, prevention and treatment. Effective laws. We can't have prosecution if we don't have a crime lab. Crime lab has lots of opportunity, needs staff. We need enforcement to be able to do their jobs.</p> <p>Kerry – Victim Impact Panels – is this being considered.</p> <p>Duane Ellis – DRE School in Sheridan in April 20-30. Coming out to departments soon.</p> <p>Planning Arides around the state. Looking at bringing cannabis impairment training to the west side of the state. We have 74 DREs in Wyoming. There is not one in every county. Crook, Goshen, Washakie and Niobrara other does not have a DRE.</p> <p>Carole Boughton – Shared briefly the resources available through the Wyoming Montana Safety Council.</p>
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NEXT MEETING: APRIL 1, 2020 - CHEYENNE	ERNIE JOHNSON		