



New Mexico D.R.E Committee Meeting Minutes

September 14, 2020
Online

I. Call to order

Charles Files called to order the meeting of the New Mexico D.R.E Committee Meeting at 0903 on September 14, 2020 in accordance with COVID-19 social distance standards the meeting was conducted via video conference (Zoom).

II. Roll call

Conducted a roll call. The following D.R.E. Committee members were present:

Aaron Baca	Josh Montano
Judge Tina Garcia (Ret)	Fabian Fernandez
Carmelita Chavez	Eden Flores (Southern Region DRE Alternate)
Eva Fortanez	Brett Barnes
Joel Holt	Micah Doering

The following D.R.E. Committee members were not present:

Kevin Bruno	Brian Hobbs
Gregory Gaudette	Robert Shilling

The following guests were present:

Judge Kevin Fitzwater	Tim McCarson
Jeres Rael	Ricky Dominguez
Kimberly Wildharber	Major James Sanders(Ret)
Janell Files	
Lindsey Valdez	

III. Approval of minutes from previous meeting:

Motion Made to Approve: Micah Doering *Seconded:* Joel Holt

IV. D.R.E. Modification to Certification Action

Any member can bring to the Committees' attention that a D.R.E is not performing to the standards. We may take action on certification if we see that we have an issue with certain D.R.E. which doesn't warrant decertification. We have certification and decertification and there is nothing in the middle. We can consider D.R.E Certification Suspension as a middle ground to continue to keep with the integrity of the program. Vote to approve item 4 subsection A, B and C to add to by-laws.

Motion Made to Approve Joel Holt *Seconded:* Micah Doering

V. Committee Alternate

Officer Brian Hobbs, Officer Ryan Postenrider, and Jemel Montoya have completed D.R.E Instructor School and are awaiting the final certification of the practical portion. The following recommendations were made:

- a) Officer Cierra Manus from Farmington Police Department was recommended filling the seat that will be vacant when Officer Brian Hobbs receives his D.R.E Instructor Certification

Motion made to Approve: Fabian Fernandez ***Seconded:*** Joel Holt

- b) Sergeant Eden Flores (current alternative) from Donna Ana County Sheriffs Office was recommended filling the seat that will be vacant when Officer Ryan Postenrider receives his D.R.E Instructor Certification.

Motion made to Approve: Micah Doering ***Seconded:*** Fabian Fernandez

VI. Recommendations for Judge Position

Tina Garcia reached out to judges in Dona Ana county and Farmington. Areas of consideration would be from Dona Anna, Farmington, and McKinley areas. A Judge from a Magistrate court would be an appropriate choice. We need to look at a bigger county that hears these types of cases. Tina will reach out to Judge Sanders. Recommendation from Micah Doering- Judge Pat Cordell

VII. Introduction of Judicial Outreach Liaison

Mr. Fitzwater is the ABA Judicial Outreach Liaison and joined the staff of the National Judicial College in 2020. This program is new to our state and started in July 2020. He Provides up to date information to Judges throughout the State. He is the link to move impaired driving forward. He would like the State to move towards e-warrants which can be done in real time. An offer was made to take a seat on the committee, and we will write it into our by-laws, if accepted prior to the next meeting.

VIII. N.M. ADOA

Get more training for prosecutors. We need them to have a good foundation and build from there. The possibility of a webinar is a good option. They would be separated as to what a D.R.E. is. One hour for Prosecutors and one for Law enforcement administrators. A one-hour block of admissibility for the courtroom. Judge Tina Garcia (Ret) you need buy in from the DA's office, they are the link. Aaron states that it would be beneficial to have a crash course of D.R.E. 101 for prosecutors because they are afraid because they don't have enough information. Maybe a flow chart for examination and having an on-demand class that they can complete and print a certification after completion. Brett Barnes wants to address this at the next DWI Conference where jurisdictions would send their prosecutors that deal with impaired drivers.

IX. Recognitions

Ricky Dominguez was recognized as DRE Officer of the year (2019) and was presented his Plaque.

X. Special Presentation From M.A.D.D

Lindsey Valdez from N.M. M.A.D.D gave a presentation on resources provided by the organization. They focus on prevention and supporting victims that are impacted M.A.D. D supports Heroes of Law enforcement, the Sober to Start program and Inventing technology to end drunk driving. M.A.D.D local initiatives include: Victim Services, Victim Impact Panels, Youth & Underage Drinking Prevention, Walk like M.A.D.D, Court Monitoring, Policy and Legislation and Law Enforcement Support. Possible collaboration with M.A.D.D for next D.R.E School.

XI. DRE of The Year 2021

Subject will be tabled until end of the year. We can no longer look up the stats of D.R.E.s Statistics. No recommendations for nominees for next year.

XII. DRE Program Updates

We have rolled out our new map for Northern, Central, and Southern regions and coordinators in those regions continue to be North-Micha Doering, Central- Joel Holt, and Southern- Fabian Fernandez. Tim McCarson helps with Albuquerque area. 72 DRE's and 9 Instructors is our Statewide representation. Unfortunately, we were not able to add additional DRE with the recent pandemic. D.R.E Instructor list was voted on. We received 6 applications and the were ranked with Nelson Ortiz at the top and will be going to the next D.R.E Instructor School. A new database has been rolled out and is user friendly and we can provide additional data. We will now have a place to upload evaluations in the database and become a paperless.

XIII. ARIDE/D.R.E School

ARIDEs have not been conducted between late February and late June. We were able to continue in a limited fashion in late June. We have completed 8 so far this year with 102 Officers/Prosecutors Trained. It brings our total to 13 completed and 189 trained for the FY2020. We will now put out a training calendar of upcoming training and they will have the dates for the whole year. 20/21 DRE School will be based on where the applications are coming from. We will open applications as soon as possible to ensure that we get as many as possible. CHP put dates out there for us to take our class, so we are covered in our hands-on portion. Our recertification class in Albuquerque had a very good turn out but still need a hand full to recert. We need to collaborate with SWTC and also offer recert during one of his SFST class.

XIX. Aleman Interpretation

The idea needs to be that anyone that is contacted in regard to the Aleman case should have the same answer. We need to discuss how we will break it down. Because this will be a in depth conversation it is best to wait until we are able to have a in person meeting to discuss this. We could possibly have a subcommittee to discuss issues that need to be narrowed down to what we need to be clarified. December/January or as soon as public health order is lifted there will be a subcommittee to narrow down what needs to be discussed.

XX. Updates/Comments/Concerns

- A. DRE/DRE Instructors: None
- B. NMDOT: None
- C. TSRPs: None
- D. ADA: None
- E. US Attorney: Questions about Federal D.R.E. Certification/ARIDE courses. This topic was researched and discussed following the meeting
- F. Judicial: None
- G. Defense: None (Not Present)
- H. SWTC: None (Not Present)

XXI. Date//Location of Next Meeting: Was not discussed and will be organized through email.

XXII. ** Adjourned **

Meeting end time 11:23

Motion to Approve: Micah Doering

Seconded: Joel Holt

Minutes submitted by: Janell Files, BRV Consulting

Minutes approved by: Micah Doering Seconded: Joel Holt *March 8th, 2021 @ 0905 Albuquerque, New Mexico