

February 22, 2022

Dear Colorado Representatives:

As a victim and survivor of a drunk driving crash, I request that you vote no on House Bill 1142. This bill is a dangerous risk at a time when so many lives are being lost on our roads.

When I was 12 years old, my life was changed significantly when the vehicle I was travelling in was hit head on by a drunk driver. My Aunt died on impact, and I was severely injured. The drunk driver who hit our vehicle was put into a flight for life, where, upon takeoff, it crashed to the ground – killing two nurses, the pilot, and the man who caused the crash.

My physical injuries included broken cheekbones, and exposed forehead bone, broken collarbone, broken toes, and broken fingers. I was put into an induced coma to relieve pressure on my brain. While those injuries healed, the mental injury will stay with me forever. This incident set me up for failure in many ways. My grades suffered because I could not concentrate due to the head trauma I sustained. I was bullied constantly due to the scars on my face. The trauma to my foot needed additional surgeries and I was unable to continue my dance career after high school due to pain in the foot as well as my hips.

I was no longer the person I was growing up to be. I retreated into myself; I was quiet; I couldn't look people in the eye. I felt ashamed of the scars on my face and ashamed because I was in the car when my aunt died, and I couldn't save her.

I would never want another individual to have to go through their life having to suffer like I have. The suffering I endure is due to another's decision – not my own. My life was forever changed, and I had no say in that change. I know the impacts a drunk driving crash can have. Please – vote no on House Bill 1142 and spare others the pain that I have endured.

Sincerely,



Brittany Lamb

brittanymarielamb@gmail.com

970-800-1799

March 14, 2022

Testimony in Opposition to House Bill 1142

My name is Clara Shelton. I'm a victim/survivor of a drunk driving crash and I live in House District 2. I am sharing my testimony on behalf of myself, my family and my brother, Sam.

Thank you, Mr. Chair, Mr. Vice Chair, and members of the committee for the opportunity to share my testimony in opposition to House Bill 1142.

My brother was an 18-year-old college freshman when he was driving back to CU Boulder with some friends. It was a Sunday night in November, around 9 p.m. A drunk and drugged driver hit them head-on on Highway 93, just 20 minutes away from campus.

The other three students were okay, thankfully, but Sam was not. He was airlifted to the hospital, immediately underwent brain surgery, and when my family and I got there, he was in a coma in the ICU. He stayed in that coma for 73 days.

After trying every intervention, we made the difficult decision to put him in hospice care, and he died on January 26, 2016, the day after my 24th birthday.

Sam's death devastated my family and continues to haunt us to this day. Our grief is insurmountable. He was a bright, energetic, happy, healthy young man with his whole life ahead of him. Even six years later, it still hurts knowing we'll never hear him laugh again.

HB 1142 would have devastating consequences for other families in Colorado. Drunk driving is a fully preventable crime, and we need to do what we can to prevent more families from having to endure its horrible effects. We are sadly seeing extremely high drunk driving fatalities currently, and extending bar hours is not going to make those numbers any better. Please remember that each of those numbers is somebody's sibling, child, parent or friend.

Thank you for letting me share Sam with you. I know the personal impact that a drunk driving crash has had on my family. I hope that you will vote **no** on House Bill 1142 to spare other families the tragedy we have suffered.

The Center for Impaired Driving Research and Evaluation, (CIDRE)

P.O. Box 17624

Boulder, CO 80308-0624

Phone: 303-442-5780

E-Mail: cidre@comcast.net

The Honorable Dylan Roberts
Chair House Business Affairs and Labor Committee
Re: House Bill 22-1142

Mr. Chairman and Committee Members

My name is David Timken and I am strongly opposed to House Bill 22-1142. My experience and credentials along with research and evaluations of jurisdictions with flexible and non-uniform standards for cut-off-limits have led to my decision to oppose this bill.

My experience and credentials include but are not limited to the following:

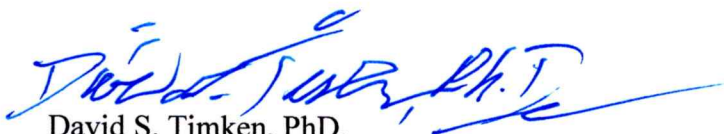
- Master's and PhD degrees in psychology;
- 56+ years of experience in traffic safety specializing in alcohol and other drugs impact;
- Author of 70+ publications – books, manuals, journal papers and assessment instruments;
- Principal designer of Colorado's DUI Assessment and Treatment system;
- Former Research representative on the Colorado Task Force on Drunk and Impaired Driving;
- Membership in a number of professional organizations including the International Council on Alcohol, Drugs and Traffic Safety;
- Recognized internationally as one of the leading experts in assessment and treatment of DUI offenders.

I totally concur with the written position of MADD in reference to this proposed legislation and wish to add the name of the Center for Impaired Driving Research and Evaluation (CIDRE) to the list of opposed groups. The great preponderance of research indicates not only do such laws have a detrimental effect on traffic safety but also increase the probability of other crimes related to alcohol use. The impaired driving rate and alcohol related fatalities in our State are the highest in years. We do not need to increase the probability of a future increase in alcohol related traffic crashes and deaths by passing this ill-conceived bill.

I urge the Committee to kill this bill in the interest of traffic safety and public health.

Thank you for your consideration

Sincerely,



David S. Timken, PhD.
Director and Principal Research Scientist

My name is Heather Wormell. My sister was a victim of a drunk driving crash and I live in District 48. I am sharing my testimony on behalf of myself, my sister and my family. Thank you, Mr. Chair, Mr. Vice Chair and to the members of the committee for taking the time to read my testimony in opposition to the House Bill 1142.

13 years ago, on January 4th, 2009, my sister, Samantha was killed in a drunk driving crash. Samantha was only 20 years old and had her whole life ahead of her still. She was a passenger in a vehicle who had a driver that was heavily under the influence of alcohol. This driver had no drivers license and had prior offenses of driving while impaired by alcohol. The driver crashed the vehicle straight into a highway exit ramp median. My sister was killed upon impact. The driver survived with minimal injuries.

It's extremely hard to put into words how the loss of my sister has impacted me, it affects me every single day and will for the rest of my life. Samantha and I were only 14 months apart in age and we were very close sisters. She was my best friend and my childhood partner until one night I got the phone call and found out that my sister was dead. Samantha couldn't be by my side on my wedding day, as I married the man that she introduced me to a year before she was killed. My children never got to meet their aunt, and let me tell you, my sister loved children and would have been an amazing and fun aunt. Not to mention, my sister never got the chance to have these milestones of her own either, she never got the chance to grow and have a family of her own. My parents had to mourn the loss of their child, a grievance that no parent should ever have to face.

I worry that if this bill passes, that alcohol related crashes will rise and that there will be more potential deaths of innocent victims. Allowing the bars to remain open for more hours and extending their closing time, allows people to consume even more alcohol before choosing to get behind the wheel and drive. This sounds very dangerous and concerning to me. I personally have family and friends who must drive to work in the very early mornings, and I worry about their safety. I will be even more concerned if this bill passes, knowing that there is a greater threat of more impaired drivers being on the road potentially at all hours of the day. Every life is precious and every death from drunk driving crashes can and should be prevented. I believe that by passing this law, it would only be encouraging for people to stay out later and drink more, putting more lives at risk.

Thank you for letting me share Samantha and her story with you. I personally know the impact that a drunk driving crash has had on my family. I sincerely hope that you will vote no on House Bill 1142 to ensure that no family will have to go through the tragedy and heartbreak as we have.

Thank you,

Heather Wormell

1970 Yonkee Dr.
Windsor, CO 80550
February 24, 2022

Dear Mr. Chairman, Mr. Vice Chair, and Members of the Committee,

We are Donald and Rev. Julianne Legg. We live in House District 49, and we are writing to you in order to strongly encourage you to VOTE AGAINST House Bill 1142.

In September 2004, a drunk driver killed our son Senior Airman Kristopher G. Mansfield. Kris was stationed at Buckley Air Force Base working in Satellite Communications. He was deployed to Iraq from January through May of 2004.

All of us - Kris' family - were so very relieved when Kris and his group returned safely to Buckley. However, our relief was short-lived because on September 4, 2004, a drunk driver caused the crash that took Kris' life.

The impact that the crash had on our family continues even after these almost 18 years. I, Julie, lost the only child to whom I gave birth. Our other kids lost their stepbrother, our nieces and nephew lost their cousin. Our mom lost a grandson, siblings a nephew. Our grandchildren will have to continue in their lives without Kris' love and support. And the Air Force lost an amazing Airman whom they'd sent for more training in SATCOM, and who was supposed to return to Buckley and share his training with others.

There is an empty seat at our table for EVERY holiday meal, and a space in our hearts that will *never be filled*.

We share these facts with you so that you may have some idea of how one person's drunk driving has affected our lives. If you vote no on HB 1142, who knows how many families you will help keep from experiencing the same kind of grief that ours continues to experience.

We know that the number of drunk driving fatalities in Colorado has increased tremendously over the past year. This bill could add to those tragic numbers.

Thank you for reading our thoughts, and please OPPOSE HB 1142. This may be the most important thing you do this year.

Sincerely,

Donald Legg

Rev. Julianne Legg

Testimony in Opposition to House Bill 1142

My name is Stephanie Nuñez. I'm a victim/survivor of a drunk driving crash. I am sharing my testimony on behalf of myself, my family and my brother, Art.

I first came to know MADD Colorado after my brother was killed in a drunk driving crash.

I remember when I received that phone call from my mother. My brother Art had been in a car crash and I needed to go to the hospital. When I got to the hospital, I found out that Art did not make it and my cousin was in serious condition.

From that day forward, our lives have been forever changed. The crash was just the beginning. Not a day goes by, that we don't think about and miss Art. He is missing from us, life will never be as we knew it.

Since the crash that killed my brother, I've volunteered with MADD to support other victims and survivors. I've met so many families that have also been impacted by the 100% preventable tragedy of drunk and drugged driving. We must do more to save lives on our roads. Unfortunately, House Bill 1142 could make things even worse.

Thank you for letting me share Art with you. I know the personal impact that a drunk driving crash has had on my family. I hope that you will vote **no** on House Bill 1142 to spare other families the tragedy we have suffered.

My name is Stephanie Ramirez. I am sharing my testimony on behalf of myself and my family. Thank you, Mr. Chair, Mr. Vice Chair, and members of the committee for the opportunity to share my testimony in opposition to House Bill 1142.

My family knows all too well the impacts that a drunk driving crash can have. On April 9th, 2014, my niece Anastasia Garcia was killed in a single-car impaired driving crash in San Diego, California. Ana was originally from Colorado and was stationed at Naval Air Station North Island in California while she was serving in the Navy.

Ana was very close to her family. She was an amazing daughter, sister, niece, granddaughter and friend and she is missed by many. Anastasia was an avid sports fan, she loved to cook and gave her all in everything she did.

Not a day goes by, that we don't think about and miss Ana. She is still a huge part of our family, and a void will forever remain. She is missing from us, life will never be as we knew it. It's hard not to think about all she has missed, and where she would be in her life had she not decided to drive impaired.

We are thankful for the time we had with Ana and ask others to really take into account what you are risking by driving impaired. It's not just about you, it's also about all those who are left behind.

Since the crash that killed Ana, I've volunteered with MADD to support other victims and survivors. I've met so many families that have been impacted by the 100% preventable tragedy of drunk and drugged driving.

Thank you for letting me share Ana with you. I know the personal impact that a drunk driving crash has had on my family. Right now, impaired driving fatalities are the highest they've been in 20 years. House Bill 1142 could make this even worse. I hope that you will vote no on House Bill 1142 to spare other families the tragedy we have been through.

I wish to express my opposition to HB-1142 because I know firsthand the tragedy and pain that can be caused by impaired driving. If this bill is passed, there will be an increase in impaired driving crashes and deaths on our Colorado roads. Deaths due to impaired driving in Colorado are the highest they've been in twenty years.

On the evening of May 16, 2018, I was driving on I-70 when an impaired driver drove without her lights on, onto an off ramp, turned the wrong way onto the highway, accelerated to full speed, and hit me head on. The officer who investigated the crash said that if the collision had happened 2 cm in a different direction, I would have been dead. He said it was the most egregious scene he had ever seen where there were no fatalities. The driver's car caught on fire, and I had to be removed from my car before first responders got there because it looked like mine might also catch fire.

I sustained multiple injuries from the crash. I had two broken legs, a broken wrist, a broken rib, a broken finger and a concussion. I had 3 surgeries in 5 days. I missed my son's high school graduation because I was in surgery. I missed my youngest's dance recital. I was in the hospital and rehab for 23 days, away from my family and uncertain about how everything would turn out. I spent more than 3 months in a wheelchair and couldn't be left alone. I had to learn to walk again. And then there was the emotional trauma...I cried daily through the first couple of months. It was so hard to lose my mobility and so hard to understand why someone would drive at 3 times the legal limit and also have THC in their system. I was very afraid to drive again.

I have been lucky to have an excellent recovery but it has taken an incredible amount of work and physical and mental health therapies. Those therapies continue. I still have pain in my left leg and right hip. I have recurring lower back issues that keep me from doing everything I'd like to do. My head doesn't turn as far to one side as it should because of issues in my neck related to the rib fracture. I still struggle to drive at night, especially on highways. It can still be difficult to be around people who are drinking or to hear people make jokes about getting drunk.

I strongly oppose this bill because it will I don't want other people to have to live through an experience like mine. Not only did it affect me but it affected the lives of my friends, my family, my co-workers and my students. Thank you for your time and please vote no on this bill.



Statement in Opposition to HB22-1142 Extending Bar Close to 4:00 A.M.

February 21, 2022

The University Hill Neighborhood in Boulder, Colorado has been dealing with the impacts of the overservice and overconsumption of alcohol for over twenty years. From the 2004 death of Gordy Bailey, a University of Colorado freshman, to the alcohol-fueled riot on March 6, 2021, our neighborhood has been at the center of Boulder's struggle to decrease the harms inflicted on students, neighbors, and the community at large by the excessive consumption of alcohol. The pandemic limited alcohol consumption to house parties, but the bars have opened again, and both our lived experience and our research support maintaining the current restrictions on the hours for on-premise alcohol sales.

To suggest that allowing on-premise sales to continue until 4:00 a.m. will help bars recover financially from covid-19 restrictions ignores the Independent Restaurant Coalition's tireless efforts to preserve and protect the restaurant and bar community. Rather than risk the health and safety of Colorado communities by extending hours of service to 4:00 a.m., support the Independent Restaurant Coalition in its efforts to pass the Restaurant Revitalization Fund Replenishment Act currently before the U.S. Congress.

The Community Preventive Services Task Force, established by the HHS and supported by the CDC, includes maintaining limits on the hours of sale as one of seven evidence-based recommendations for fighting the excessive consumption of alcohol. Our past experience with overservice at bars convinces us that two more hours of alcohol service will result in even more fights, unintended injuries, drunk driving crashes, and sexual assaults. Offering local control over whether or not to adopt extended service hours only exacerbates the problems. If Boulder decides against extended hours, people will leave after the 2:00 a.m. bar close and drive to the closest town where bars are open for two more hours. The three young people killed in the horrific 2008 drunk driving crash in Louisville drove to Boulder because the bar near them no longer offered Happy Hour prices. If cheaper drinks are attractive enough to lure patrons from one town to another, the possibility of more drinks will entice an even greater number to make that same mistake.

It is unreasonable to ask cities and towns to pay for more police and emergency services, neighbors to cope with more disturbances, and young people to face greater risks when socializing so that bars might have marginally greater sales. Let the Independent Restaurant Coalition take care of the bars in a socially and financially responsible manner.

Sincerely,

UNIVERSITY HILL NEIGHBORHOOD ASSOCIATION

Ray Bambha
Nancy Blackwood
Stephen Clark
Mary Cooper Ellis
Jyotsna Raj
Lisa Spalding
Valerie Stoyva
Scott Thomas

www.hillneighbors.com