David Lorenzen Elected 2017-19 IPOA President

Iowa DOT-MVE Chief David Lorenzen (left) has been elected 2017-19 IPOA President. He also served as 2011-15 President. Waterloo P.D. Sgt. Gus Farmer is 2015-17 Past-President.
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IPOA President’s Message

“Thank you” to our IPOA lobbyist, Kellie Paschke, for her hard work

As I sit down to write my final President’s Message, I find that we have again had a very successful year as an Association. The Iowa Peace Officers Association (IPOA) continued to flourish as a great organization, and we just completed another great Training Conference. You can see photos from it on Page 14 of this magazine.

We continue to function without what I will call the “older model,” when it comes to solicitation of fundraising for the Association. As you will find out, the Board made some decisions over the winter to make adjustments in the way we have our money invested. We firmly believe we have made some sound financial decisions to secure the financial future of the Association. I am sure that Terry will touch on this, but if you have questions, please don’t hesitate to contact him for an explanation.

While talking about financials, as you will also see on Page 14, we were fortunate to receive a substantial donation from AT&T. We gratefully thank Dustin Blythe and AT&T for this great donation, as well as Kellie Paschke for spearheading this project.

We continue as a Board to be as fiscally responsible as we think we can be, while still attaining the two main priorities of this Association: providing great training to law enforcement, and giving a legislative voice to law enforcement at the Capitol.

In reference to our legislative voice, I would be completely out of line if I did not speak of our lobbyist, Kellie Paschke. If you are not familiar with her or know what she does, you should make it a point to do so. I firmly believe that we have the best in the business at the Capitol. She is second to none, and no one works harder than she does for the IPOA. This can be attested to by anyone down at the Capitol, and certainly by any Board member. I would just like to take a moment to personally recognize Kellie and thank her for her continued work. Thank you, Kellie! For further legislative updates, take a peek at her articles on Pages 8 and 10.

As we move forward, I would like to thank the Board for all of their hard work and dedication. I came on to this Board at the 2009 conference, and began my service to this Association. Since that time, I have had the pleasure to serve in the capacity of vice president for four years, and now to have served as the president of IPOA for the last two years. As I move into the position of past president, I look forward to continuing to do great things for our membership.

We continue to look to our members to become more involved in the Association, whether in a Board position, committee member, training planning, or legislation. If you are interested in any of these activities, please contact a Board member.

I would really like to say “Thank you” to MCTC, and Sgt. Jeremy Fehr and his staff. They have become a great partner of IPOA in the last several years, and instrumental in our continued work to train law enforcement. We are already in the planning stages for next year’s conference, and looking at possibly moving the conference up a few weeks into the end of February. Stay tuned for details being released on that change. If you have specific training topic/ instructor requests, please contact a Board member.

As you know, this magazine is generally filled with articles submitted by the members. Please don’t hesitate to send in your articles, whether spotlighting your department, unit, city, etc. We also have a ton of very qualified law enforcement trainers who are members of this Association. You know who you are, and please don’t hesitate to write an article that may save someone’s life! Two of my colleagues, Officer Chris Gergen and Officer Greg Erie, are in this category. As you have seen, they write an article for every magazine issue, and have done so for quite some time now. These articles are spot on, and great training pieces. I thank them, and hope others will jump on board with their training expertise. If you want to submit something for the magazine, please contact Terry.

In closing, I am very grateful for the opportunity to lead this organization. It has been an honor, and I have full confidence in President Lorenzen and Vice President McKelvey to continue to better this Association. They are both proven leaders, and proven Board members.

Be safe, and watch your six…

32nd Annual Bremer County Peace Officers Assn. Jerry Greenlee Sr. Memorial Golf and Bean Bag Tournament August 19

Activities begin at 9 a.m. on August 19 with four-person best shot golf tournament for law enforcement, E.M.S. and fire department personnel. Cost: $50 per person includes golf, cart and mulligans. Hospitality party afterward with cash prizes, food, drinks, entertainment provided. To register, contact Capt. Jason Leonard or Deputy Matt Tiedt, 111 4th St. N.E., Waverly, IA 50677. Or call (319) 352-5400, or email jasonl@ci.waverly. ia.us or mtiedt@co.bremer.ia.us
IPOA Secretary’s Message

Iowans appreciate everything you do every day; IPOA dues should be paid in September 2017

I was able to get away with my wife, Kim, in March and spend a few days in Florida. Yes, it was warm, I enjoyed the sand and beaches and some really good food. In a conversation with another snowbird I was asked, “Wouldn’t you love to live here?” It took me a fraction of a second to answer that question, “No! I am looking forward to returning home to Iowa,” and, of course, they laughed. You are probably thinking, what does this have to do with Iowa law enforcement? It’s the people – our friends and neighbors, the schools and churches, and ordinary citizens – that keep us here. Having just completed 40 years in Iowa law enforcement, 24 with Denver P.D. and the past 16 with Bremer County, I have experienced the substantial majority of our citizens in your jurisdictions appreciating all you do each and every day. So don’t let those few uniformed ungratefuls bring you down.

Sadly, this has been more evident the past year because our law enforcement family has suffered the senseless loss of members at the hands of brutal, cold-blooded criminals. And now, again, we have lost another brother: Pottawattamie County Deputy Mark Burbridge, husband and father of three. The IPOA is deeply saddened and our deepest sympathies go to Mark’s family. This includes Sheriff Danker and the Deputies of the Pottawattamie County Sheriff’s Office. We all share in your grief and sorrow at this time. I thank all of you for standing up each day to protect Iowa, knowing this could happen to any of us. In this time of darkness, we have all witnessed the support of those everyday Iowa citizens mentioned above. They have stood for us this year to show support for the Iowa law enforcement community in these difficult days, and I know they will continue to do the same in the future.

Our Annual Conference in April was held at Camp Dodge, and I want to thank Sgt. Jeremy Fehr and his staff for all the support from MCTC. We could not have done this without their assistance, and the speakers were fantastic. It was a highlight for me to meet and speak with Chief Robert Paudert (ret.) for the first time, after following his story for the past several years. This is a chief that I would have loved to work for, and his support for the officers in the field is unwavering. Sgt. Kory Flowers and Chief David Lorenzen presented excellent programs during the conference as well. Thanks to IPOA Past-President George O’Donnell for bringing several young people who are currently enrolled in the law enforcement program at North Iowa Area Community College (NIACC). It was a pleasure to have them attend.

We have already begun sharing ideas for next year’s training, so contact an IPOA Board member if you have a special topic you would like us to include; it’s your Conference. And remember to support our Conference vendors and the loyal advertisers who are seen throughout this magazine. They make these services to our members possible.

The IPOA Board unanimously selected DOT-MVE Chief David Lorenzen to serve another 2-year term as your President, and that was ratified by those in attendance at the annual meeting. Thanks, Chief, for your willingness to step up and serve again. Having served there, myself, I know it can be a thankless and complex position. We are very glad to have you assume that office again. Chief Lorenzen has asked Captain Mike McKelvey, Mason City P.D., to serve as vice president for the next two years, and Mike has honored that request. Mike has served on several committees, and has been a constant voice of reason, earning the respect of the Board for all he has done, and always willing to answer the call for assistance.

Congratulations and my sincere thanks to Past-President Sgt. Gus Farmer of the Waterloo P.D. You have been incredible, and I really appreciate all you have accomplished as President during the past two years – especially your leadership in legislative matters working with lobbyists Kellie Paschke and Troy Skinner. It’s good to know you will continue serving the IPOA as a Board member into the coming years.

The IPOA Board will continue to hold monthly meetings by conference call this year. The conference calls are much easier for all, and participation is much better. We can also conduct business in a more timely fashion, rather than meeting quarterly, at significant savings to the IPOA.

What a year it has been for IPOA lobbyists Kellie and Troy at the Capitol! Unlike any in recent times, and they continue to serve us with distinction. The relationships they have forged with Iowa Legislators have been a tremendous asset to the IPOA this past year. The Board really appreciates having them both as part of our team. We have seen several of our priorities make it through the legislative process this year, and we have worked with other law enforcement groups supporting their priorities. Thanks to law enforcement association lobbyists Susan Cameron and Paula Feltner as well. Kellie has mentioned them numerous times, and we are really blessed to have these folks working for all of us.

Our next magazine will be online only, so I do want to inform you that IPOA dues are payable in September 2017. This magazine is your official notice, as we have tried to avoid mailings for the past few years to reduce office expenses. I will be emailing those who are in the database. This has been the most simple and efficient way to communicate. All of our records are electronic, and we have discontinued the membership cards for the past several years.

Have a wonderful summer, enjoy those closest to you and make each day special. I am truly humbled to be part of this family. I’ve enjoyed and appreciated your compassion, your assistance and your commitment to Iowa law enforcement. Most importantly, I’ve enjoyed your friendship, and I am honored to continue serving the IPOA in 2017. Please, be careful and watchful out there. Others are depending on your safe return home. I wish each of you great successes this year. Remember: “Blessed are the peacemakers.”
2017 Iowa Legislature Adjourns

After an all-night session lasting approximately 24 hours, the legislature adjourned sine die (without assigning a day for a further meeting or hearing) on Saturday, April 22. Last-minute deals on issues such as medical cannabis and spending matters were reached, while other priorities such as water quality and tax reform were left for 2018. The following bills were approved by the Governor or are awaiting his signature. The Governor has 30 days to act on legislation once the session has concluded.

HF 291 – Collective Bargaining (Signed)
HF 291 makes changes to mandatory and prohibited subjects that are negotiated through collective bargaining between public employees and public employees under Code section 20.9. Under current law, for negotiations regarding any public employees, mandatory subjects of bargaining are wages, hours, vacations, insurance, holidays, leaves of absence, shift differentials, overtime compensation, supplemental pay, seniority, transfer procedures, job classifications, health and safety matters, evaluation procedures, procedures for staff reduction, in-service training, terms authorizing dues checkoff for members of employee organizations, grievance procedures for resolving any questions arising under the agreement, and other matters mutually agreed upon. Retirement systems are a prohibited subject of bargaining.

The bill provides that, for negotiations regarding a bargaining unit with at least 30 percent of members who are public safety employees, mandatory subjects of bargaining are wages, hours, vacations, insurance, holidays, leaves of absence, shift differentials, overtime compensation, supplemental pay, seniority, transfer procedures, job classifications, health and safety matters, evaluation procedures, procedures for staff reduction, in-service training, grievance procedures for resolving any questions arising under the agreement, and other matters mutually agreed upon.

Prohibited subjects of bargaining for negotiations regarding any public employees are retirement systems, dues checkoffs, and other payroll deductions for political action committees or other political contributions or political activities. The term of a collective bargaining agreement entered into pursuant to Code chapter 20 shall not exceed five years. The legislation took effect upon enactment, and includes transition provisions for current agreements.

HF 463 – DOT/MVE Authority (Pending).
HF 463 clarifies existing law regarding the enforcement authority of DOT MVE officers. Under the bill, MVE officers are provided the same powers as other law enforcement officers in the State.

SF 446 – Civil Asset Forfeiture (Pending).
SF 446 relates to asset forfeiture and includes a prohibition on civil asset forfeiture for property valued at less than $5,000, increases the standard of proof required for asset forfeiture to clear and convincing evidence, requires a proportionality review with regard to property to be forfeited, and requires law enforcement agencies to retain certain records related to asset forfeiture.

SF 445 – Law Enforcement Protections, Sentencing Reform (Pending).
SF 445 establishes a law enforcement privilege by allowing certain law enforcement officers to assert privilege when testifying in criminal trials over some procedural and other matters, including personal family information. The bill establishes procedures to consider whether such information is privileged. SF 445 also makes changes to various criminal penalties, including penalties for attempted murder of a peace officer.

Cocaine: Increases the amounts of cocaine base to trigger certain felony penalties: up to 20 grams for Class C felonies; 20-100 for Class B (25 years); 100 for Class B (50 years).

Sentences: Does not require certain Class C drug offenders to serve a mandatory minimum if the offender has not been convicted of a forcible felony. Allows a court to impose a standard sentence without a mandatory minimum if the court finds a compelling reason that not imposing a standard injustice would be a substantial injustice and that a sentence other than a standard sentence is not needed to protect the public.

Attempted Murder Police: Does not allow an offender convicted of attempted murder of a police officer to earn good time or early release, and requires such an offender to serve 100% of the sentence.

HF 313 – Quick Clearance (Signed). HF 313 requires the driver to first remove the driver’s vehicle from the traveled portion of the roadway if the vehicle is operable and the removal can be achieved in a safe manner. The bill requires the driver to remove the vehicle to the shoulder, emergency lane, or median nearest to the scene of the accident such that the vehicle is completely off the traveled portion of the roadway. In addition, the bill allows another person at the scene of the accident to remove a vehicle involved in the accident from the roadway to reduce the risk of a subsequent accident or to ensure the safety of persons at the scene of the accident.

Under the bill, a driver who fails to remain at the scene of the accident or fulfill the requirements of Code section 321.263 is guilty of a simple misdemeanor. However, a driver who fails to remove the driver’s vehicle from the traveled portion of the roadway, but remains at the scene of the accident and fulfills the requirements of Code section 321.263, is not guilty of a simple misdemeanor.

HF 263 – Domestic Abuse and Stalking (Signed). HF 263 expands the definition of course of conduct in relation to stalking to include situations in which a technological device is repeatedly used to locate, listen to, or watch a person without a legitimate purpose. The Bill also states that someone commits stalking when the person:

• Engages in a course of conduct that would cause a reasonable person to feel terrorized, frightened, intimidated, or threatened.

• Engages in a course of conduct that would cause a reasonable person to fear bodily injury or death of that person or a member of the person’s immediate family.

• Has knowledge or should have knowledge that a reasonable person would feel terrorized, frightened, intimidated, threatened, or have fear of bodily injury or death to that person or a member of the person’s immediate family.
Jody Matherly Named Iowa City Chief of Police

By Chief Jody Matherly
Iowa City Police Department

On January 21st, I began my new position as police chief with the Iowa City Police Department. The community has been very welcoming and inquisitive about the direction of the Police Department. The local civic groups serve not only as an indicator of issues and concerns that are important to them, but are also helpful in finding solutions. Within the Department, I have found the staff here to be very well trained and professional. But more importantly, they are simply a fine group of folks who work very hard. With calls for service averaging 70,000 annually, our officers and civilian staff stay busy. We enjoy a level of success, balancing crime fighting and providing community service, through efficient work assignment to all personnel in our organization. Because we are a city located on a major interstate in a metropolitan setting with a large university, our strong points are our ability to collaborate with other government and local agencies. I look forward to enhancing those partnerships and developing innovative solutions that will continue to make Iowa City Police Department a leading police agency. If any officer is visiting our area and wants to stop by, do not hesitate to do so; our door is always open to you. And remember… Go Hawks!

Legislative Update, continued

This Bill eliminates a current element of stalking requiring the offender’s course of conduct to actually induce fear in the victim of bodily injury to, or death of, the victim or the victim’s family members. It also makes it a crime to place a global positioning device with the intent to intimidate, annoy, or alarm another person without the consent of that person. If an offender is convicted of a third or subsequent domestic abuse assault, the offender is required to serve at least one-fifth of the maximum term, establishing a 20.0% mandatory minimum sentence.

HF 517 – Weapons Changes/ Stand Your Ground (Signed). HF 517 relates to a number of significant policy changes to Iowa’s weapons law. This legislation includes many procedural changes to Iowa’s weapons’ law as well as other provisions regarding where firearms can be carried. It will permit peace officers to carry their weapons on schools grounds and other places. Additionally, HF 517 requires that a uniform statewide permit be used and allows for collection of information by DPS. This will assist law enforcement to verify validity of permits.

The Bill also contains a modified version of “stand your ground” (SYG) provisions. SYG permits a person to use force, including deadly force, against an aggressor. Unlike past versions, there is no liability for law enforcement when arresting or detaining a person who has used such force.

SF 358 – Electronic Search Warrants (Signed). SF 358 allows for the application for and issuance of a search warrant by electronic means. The Bill permits the Judicial Branch to establish the processes and procedures for the electronic submission of an application for and issuance of a search warrant. In addition, SF 358 allows for the written inventory of any property seized to be filed with the clerk of the district court.

HF 218 – Truck Length (Signed). HF 218 increases the maximum allowable length for single trucks operated on the highways of this state from 41 to 45 feet.

HF 52 – Interference with Official Acts (Signed). HF 52 expands the parties under the offense of interference with official acts to include county bailiffs provided to the court pursuant to Iowa Code section 602.1303(4).

HF 467 – ICN/ Law Enforcement Communications Systems (Signed). HF 467 modifies the definition of “state communications” for purposes of the Iowa communications network (ICN) described in Code chapter 8D. Currently, certain communications systems and facilities of the Department of Education public broadcasting division and of the Department of Transportation, and law enforcement communications systems are specifically excluded from the definition of “state communications” included within the scope of the ICN. The bill modifies this definition by removing the language specifically excluding law enforcement communications systems.

SF 448 – Salvage Titles (Signed). SF 448 provides that an insurer may apply for and be issued a salvage certificate of title for a motor vehicle without surrendering the certificate of title or manufacturer’s or importer’s statement of origin properly assigned if ownership of the vehicle was transferred, or will transfer, to the insurer pursuant to a settlement with the previous owner of the vehicle arising from circumstances involving damage to the vehicle, and at least 30 days have expired since the effective date of such settlement.

HF 372 – Red Light Turns (Signed). Vehicle traffic is currently allowed to make a right turn from the right lane of traffic against a red light, or a left turn from the left lane of traffic on a one-way street to the leftmost lane of traffic on another one-way street against a red light. This bill alters that provision to allow a right turn from another lane designated for right turns, or a left turn from another lane designated for left turns on a one-way street. The bill also strikes the requirement that vehicular traffic turning left against a red light on a one-way street must turn into the leftmost lane of the other one-way street.

HF 312 – Idling Vehicles (Signed): Current law prohibits a person from permitting a vehicle to stand unattended without first stopping the engine, or without effectively setting the brake and turning the front wheels to the curb or side of the highway when the vehicle is standing upon any perceptible grade. HF 312 eliminates the prohibition on permitting a motor vehicle to stand unattended without first stopping the engine.

SF220 – Traffic Cameras (Failed to Pass): SF 220 prohibits local governments from placing automated traffic law enforcement devices without self-certifying the need for such devices. DOT would be prohibited from using such devices. Further, the bill requires the placement be done pursuant to DOT rules, and includes high-risk or high-crash areas. SF 220 also permits residents to petition for a vote on the operation of traffic cameras. The bill limits fines and requires the funds collected, less the costs, be used for secondary road maintenance or street construction.
Legislation Approved to Address Impaired and Distracted Driving

SF 234 - Texting and Use of Social Media While Driving. SF 234 eliminates the provision that prohibits a peace officer from stopping or detaining a person solely for a violation of Code section 321.276, which relates to texting while driving. Under current law, the offense is not a moving violation, and therefore cannot be considered for purposes of administrative suspension of a driver’s license or for establishing habitual offender status. While the current bill makes texting a primary offense, legislators have indicated support for broadening the bill to prohibit use of handheld electronic devices for any purpose.

SF 444 - Impaired Driving - 24/7 Sobriety Program. SF 444 also establishes a 24/7 Sobriety Program and allows local jurisdictions to apply for participation in the 24/7 Sobriety Program, and, if approved, the DPS is required to assist the local jurisdictions in setting up and administering the Program. Participating law enforcement agencies would be required to set up a Sobriety Program Account to collect participant, enrollment, and testing fees.

The Judicial Branch, the Department of Corrections (DOC), and the Board of Parole (BOP) may order or place a participant in the 24/7 Sobriety Program as a condition of parole. An eligible offense for placement in a 24/7 Sobriety Program includes:

- A first offense in which the offender’s Blood Alcohol Content is higher than .15;
- A first offense in which an accident resulted in personal injury or property damage;
- A first offense in which the offender refused to submit to a chemical test;
- A second or subsequent offense;
- A person who has not been required to participate, but has been charged with, pled guilty to, or been convicted of an eligible offense may voluntarily request to participate in the 24/7 Sobriety Program in a participating jurisdiction. A participant in the Program must also install an ignition interlock device on all motor vehicles they own or operate.

The DPS is required to submit a report to the General Assembly outlining the effectiveness of the Program and making recommendations by December 1, 2021. The 24/7 Sobriety Program is repealed as of July 1, 2022.

Iowa Communities are Invited to Host Listening Posts on State’s Drug Epidemic

Partnership for a Drug-Free Iowa President Peter Komendowski, along with the Iowa National Guard Counter-Drug Program, the U.S. Department of Justice Northern and Southern Districts of Iowa, and Iowa Governor’s Office of Drug Control Policy (ODCP) Director Steve Lukan, have announced the start of the “Iowa Caring Communities Tour” series of community listening posts.

Representatives will conduct community outreach to build community capacity to effectively meet the threat of substance abuse, with an emphasis on the evolving opioid epidemic.

The purpose of the listening posts is to hear directly from local citizens and community leaders about community concerns, needs and solutions related to illegal drug activity impacting Iowa youth. Listening posts will be open to the public, but in addition can accommodate private meetings in matters where discretion is advised.

Meetings have already been planned or conducted in Jackson County (Bellevue and Maquoketa), Jones County (Monticello), Cedar Rapids, Clinton, DeWitt and Marion County (Knoxville).

ODCP Director Lukan said Iowans are invited to participate in the listening posts “...because we want to hear directly about emerging substance abuse concerns in their community, share that information to help others, and plan accordingly to address those concerns.”

Information gathered at the listening posts will assist in defining Iowa priorities and shaping drug control strategies for public education, safety and health initiatives, as well as strengthen local community coalition efforts to prevent substance abuse.

Drug-Free Iowa President Komendowski said listening post input will help the Partnership for a Drug Free Iowa provide more targeted drug education programs and prevention tools that better meet local needs.

“It’s important for us to know about new or emerging challenges in our communities, and to share information important to understanding the dangers and risks associated with the recent surge in drug overdose deaths involving prescription, illicit and non-medical synthetic Opioids,” Komendowski said.

Communities interested in hosting a Caring Communities listening post should contact the President of the Partnership for a Drug-Free Iowa at Peter@DrugFreeIowa.org or 319-269-8493.
Iowa Gov. Terry Branstad proclaimed April 6th “Iowa D.A.R.E. Day,” celebrating the Drug Abuse Resistance Education (D.A.R.E.) program’s science-based drug, violence and bullying prevention classes taught to more than 20,000 Iowa students, this year alone.

Now is an excellent time to get back to D.A.R.E. and the latest research/evidence-based curriculum meeting the Common Core standards in each lesson.

The “Keepin’ it Real” substance-abuse curriculum focuses on elementary and middle-school students’ decisions, not drugs. This new D.A.R.E. curriculum has replaced drug-fact laden lectures with interactive stories that help kids make smart decisions. D.A.R.E. instructors enhance community policing by teaching the newest prevention and intervention skills to students in your communities.


The focus of this hands-on program is building communication and decision-making skills.


HF 524, as approved by the House and Senate, expands access to CBD to a number of other conditions, defined as “debilitating medical conditions,” including: cancer, multiple sclerosis, seizure disorders, HIV/AIDS, Crohn’s disease, ALS, Parkinson’s disease, untreatable pain, and terminal illness with a life expectancy of less than one year. The legislation maintains an existing framework for registration of patients and their caregivers, including issuance of a CBD card. The bill maintains Iowa’s existing limit of 3% THC.

HF 524 creates a medical CBD advisory board composed of medical professionals and a member of law enforcement. The Board is responsible for reviewing applications to add or remove additional medical conditions for which CBD can be used. Additionally, the Board may make recommendation to the legislature to increase the maximum allowable THC content of approved CBD.

Finally, the legislation creates a regulatory framework to allow manufacture and distribution of CBD products within the State of Iowa, and permits a limited number of licenses to be approved for this purpose.

The focus of this hands-on program is building communication and decision-making skills.

Iowa D.A.R.E. will host a two week DARE Officer Training (DOT) in August 2017, with tentative dates of August 20th - September 1st. There is no cost for this training. Send your very best because the kids are worth it!

For further information and registration materials email: iacop2@mchsi.com. This training is offered once each year in Iowa, and last year’s class was completely full with 18 Officers representing 10 states.

**Legislature approves expansion of cannabidiol access**

By Kellie Paschke
IPOA Lobbyist

On the final day of the legislative session, lawmakers took action to expand Iowa’s Medical Cannabidiol Act. First enacted in 2014, Iowa’s Medical Cannabidiol Act (CBD) allowed Iowans with intractable epilepsy and their caregivers to possess small amounts of CBD oil (recommended for use by their treating neurologist). The CBD cold contain no more than 3% THC. In order to comply with the law, patients and caregivers were required to possess a CBD identification card approved by the Iowa Department of Public Health and issued by the DOT. The law is set to sunset on July 1, 2017.

HF 524, as approved by the House and Senate, expands access to CBD to a number of other conditions, defined as “debilitating medical conditions,” including: cancer, multiple sclerosis, seizure disorders, HIV/AIDS, Crohn’s disease, ALS, Parkinson’s disease, untreatable pain, and terminal illness with a life expectancy of less than one year. The legislation maintains an existing framework for registration of patients and their caregivers, including issuance of a CBD card. The bill maintains Iowa’s existing limit of 3% THC.

HF 524 creates a medical CBD advisory board composed of medical professionals and a member of law enforcement. The Board is responsible for reviewing applications to add or remove additional medical conditions for which CBD can be used. Additionally, the Board may make recommendation to the legislature to increase the maximum allowable THC content of approved CBD.

Finally, the legislation creates a regulatory framework to allow manufacture and distribution of CBD products within the State of Iowa, and permits a limited number of licenses to be approved for this purpose.

**The Iowa Peace Officers Association honors the memory and service of Pottawattamie County, Iowa, Deputy Sheriff Mark Burbridge.**

Our prayers go out to the family and friends of Deputy Burbridge.
Body Worn Cameras: Friend or Foe?

Greetings to our fellow brothers and sisters in blue in the great State of Iowa. Summer is right around the corner. That’s great news! Or is it? With warmer weather comes a higher volume of calls for service.

Many officers today are equipped with and mandated to wear body worn cameras. We have been wearing them for a couple of years, and after the initial phase of training and getting used to them was over, for the most part, we are satisfied with them.

There have been many more incidents where a body worn camera has worked in favor of the officer wearing it than those where they sealed an officer’s fate and ended their careers (nationwide, not in Waterloo). But those cases usually result from a wide range of issues that got them in trouble—regardless of having a camera or not.

With so many body worn cameras on the market to choose from, it can be difficult to nail down the precise one your agency needs. Cost is a huge factor, and I suggest prior to making any commitment you get several cameras to demo, work with, and see which one works best for the officers who are going to be wearing them. You may find the most expensive one is the least preferred and vice versa.

When you do get some for testing and evaluation, test everything and evaluate from there: size, weight, storage capacity, the ability to go back on them 30, 60 or 90 seconds from the time you turned them on, how you are going to store all the video, how long certain recordings are saved, frames per second—everything you can think of should be evaluated.

After that, you should view some recordings made with different models. What is the field of view, how wide do you think it should be? Do you think it should be wider than your human eye can detect movement?

Do you think you should be able to have night vision on them? Really? Does your human eye have night vision? A basic rule of thumb is this: if YOUR eyes cannot do it, do not get a camera that can. In other words, the cameras you get should not exceed the capability of your eyes (i.e. night vision or super wide beyond your peripheral vision).

You do not want a camera seeing things you cannot see. We hope you can figure out the reasons behind this line of thought.

Hypothetical situations can get your mind thinking about, well, hypothetical situations, so we’ll give you one to ponder: It’s 0230 and you are dispatched to a suspicious person call in a parking lot—a semi-lit one. The reporting party stated they thought the person was acting suspicious, and they saw a shiny object they suspected was a gun in the person’s waistband. You arrive and find a person perfectly fitting the description (never happens by the way). You have your brand new fancy night vision-equipped body cam turned on. You order the person to put their hands up, but they tell you they’ve done nothing wrong. So you, again, order them to get their hands up and, again, they do not comply.

You have now concluded, based on the totality of information you have and this person’s actions, criminal activity may be afoot. You draw your pistol and order them to the ground. Prior to going to the ground, they put their hands up and there is, indeed, something on their waistline that is shiny and resembles a gun that your human eye cannot identify.

They tell you, again, they’ve done nothing wrong, are not armed, and you are harassing them. After getting them on the ground, proned out, you handcuff and search them, finding nothing but a bright and shiny cell phone. The person then files a lawsuit against you and your department.

Upon reviewing the video, clear as day with your night vision bodycams, you can see a cell phone. Hmm, it seems as if the “suspect” in this particular incident is right and you’re wrong. Right? How will it play out in court when the jury gets to see the same video and can plainly see the cell phone your human eye didn’t? But it’s on video, which HAS to be what happened, and how you perceived it! Worse yet, how would it play out if you used a higher level of force, thinking it was a gun, but your bodycam clearly showed it was not? We hope the point is understood.

Night vision is great for searching dark scary places, but not for body worn cameras. Keep it simple. Get reliable, durable bodycams that do nothing more than your eyes can do, and can record half way decent quality videos.

Finally, if you’re out there being the consummate professionals, there should be no worries on what the bodycam is recording. Remember, you are being recorded either by your own camera or someone else’s. Be professional and polite, but do not give up your safety or tactics because it will look better on video if you do. Good luck in your quest for bodycams if you are still in the market for them.

Train hard. Stay safe.

About the Authors:

Greg Erie

Officer Greg Erie has been with the Waterloo Police Department since 1995. A former Marine, Officer Erie is currently assigned to the training unit, is a member of the tactical unit, and a TASER and defensive tactics instructor. He is a member of the International Law Enforcement Educators and Trainers Association (ILEE-TA), and can be reached at erieg@waterloopolice.com

Chris Gergen

Officer Chris Gergen has been with the Waterloo Police Department since 1997. Officer Gergen is state and federally certified as a Control Tactics Instructor. He also teaches in several other areas. Officer Gergen is married with three kids. He can be reached at gergenc@waterloopolice.com

Officer Greg Erie
Officer Chris Gergen

Glossary

- **Body worn cameras**: Small video cameras designed to be worn by law enforcement officers to record their interactions with the public.
- **Night vision**: The ability to see in low light or darkness using a specialized device or technology.
- **Handcuffs**: Restraint devices that restrict a person’s freedom of movement, typically used in law enforcement.
- **Bodycam**: Body-worn camera systems increasingly used by police officers to record their interactions with the public.
- **Training matters**: The focus on training initiatives for ensuring officers are well-prepared for various scenarios.

**Training** is crucial in the field of law enforcement, providing officers with the knowledge and skills necessary to effectively manage challenging situations safely and ethically.
“Predictable is preventable”

Let’s be careful out there

By Capt. Mike McKelvey
Mason City Police Department

For those who may remember the TV show “Hill Street Blues,” the opening scene often had a shift briefing conducted by the fictional Sgt. Phil Esterhaus (played by actor Michael Conrad). Sgt. Esterhaus would brief the officers on the recent crime trends and give assignments before dismissing the group. As they got up to leave and chatter started, Sgt. Esterhaus would interrupt their departure to make an announcement. After a pregnant pause, he would shake his finger and say in a sincere tone, “Let’s be careful out there.”

Over the last few years, law enforcement administrators and trainers have focused on reminding law enforcement employees that “Predictable is Preventable.” Gordon Graham uses this phrase a lot in his lessons and speeches to law enforcement. Below 100 and other training programs reinforce that we need to minimize the predictable risks taken every day so we can lower work-related deaths and disabilities. Safer EVO and pursuit policies, wearing seat belts and body armor on-duty – combined with better nutrition, sleep, and physical exercise – are steps we should take to reduce our chances of being seriously hurt or dying.

As of April 7, 2017, 34 LEOs had died on the job or by duty-related causes. During the same time last year, there were 31 LEO duty-related deaths. Surprisingly, firearm-related deaths are down 40% so far this year compared to last year. However, this year statistics show a 27% increase in traffic-related fatalities, and a 150% increase in “Other” causes. These include deaths caused by aircraft crashes, drowning, electrocution, falling, fire-related incidents, and job-related illness and poisoning.

Just like EVO and pursuits, adrenaline and tunnel-vision may minimize LEO hazard-awareness as we rush in to attempt to apprehend violators or rescue people in need. Time is precious, but try to take reasonable time to assess the environment before rushing in. If you are not a good swimmer and have no formal training in water rescue, it’s probably not a good idea to attempt this. Look for reasonable alternatives, like a throw rope with a flotation device. For those who have been a lifeguard, you know what it’s like to try and rescue someone who thinks they are drowning and panicking. The victim will try to climb on top of the rescuer to breathe and save themselves as they are overtaken by fear. If the rescuer is not trained for this, they may easily become a victim.

Likewise, fire and chemical exposure are much more dangerous today than 20 years ago. Plastics, oils, and gases (spills, fires, smoke, etc) may expose first responders to toxic carcinogens. First responders may also unwittingly expose their families to the same carcinogens by taking their uniforms home and putting them in the family washer. It is doubtful that body armor, duty belts, boots, squad car interiors may be adequately, quickly, or cheaply decontaminated after exposure. Federal line-of-duty death benefits may be delayed, reduced, or denied based on policy violations. Please keep your safety and your family’s well-being in mind when responding to high-risk, low frequency situations. And…Hey…Hey…. Let’s be careful out there.

For legislative updates, membership information, conference information and more...

iowapeaceofficers.org

Your Association: The Iowa Peace Officers Assn.
IPOA Conference 2017 held at MCTC in Johnson

In the left photo are Iowa Peace Officers Association (IPOA) President for 2017-2019, IDOT-MVE Chief David Lorenzen, and IPOA Past-President, Sgt. Gus Farmer. The photo below shows Capt. Mike McKelvey and Paul Steier recognizing IPOA members who passed away since last year’s Conference.
Vendors who supported IPOA Conference 2017:

Kustom Signals: Contact Nick Rafanan by Email at nrafanan@kustomsignals.com.

Simpson College: Contact Dr. Samantha O’Hara by Email: samantha.ohara@simpson.edu.

The Des Moines Police Officers Credit Union & Police Federal Credit Union of Omaha: contact Christina Anderson by Email at christina@mindzeyemarketing.com.

Carpenter Uniform: Contact Dennis Gruss by phone at 515-283-1985, or by Email at dennis@carpenterunipro.com.

5.11 Tactical: Contact Stephanie Hoth by Email at stephanieh@511tactical.com

IPOA Members Who Died Since Conference 2017
Honored at the 2017 Memorial Service

Danny Palmer  Des Moines Police
Lonnie Greenfield  Des Moines Police
Joyce Lundstrom  Ankeny Police
Bobby Stanley  Des Moines Police
Charles Tedesco  Des Moines Police
John Duquette  Des Moines Police
Glen Gadke  IDOT
Donald Major  Council Bluffs Police
Shawn Miller  West Des Moines Police
Junior Grimm  Waterloo Police
Anthony Bemino  Des Moines Police
Justin Martin  Urbandale Police
Don Barker  Waterloo Police
William Burress  Des Moines Police
At the ILEA:

Andre Owen says she grew up in a police station

Hello! My name is Andre Owen. I was born in Brownsville, Texas, near South Padre Island. I tell people it’s as far south as you can get without going into Mexico.

In Brownsville, I kept myself busy with sports and community service through my high school. After graduation, I stayed home for a year to figure out what I wanted to do with my future, and that process continued while attending classes at the University of Texas at Brownsville. During my sophomore year, an opportunity arose to transfer to Grand View University in Des Moines, and I started playing basketball my junior year there.

Grand View University is where the next phase of my journey began. When I transferred schools, I was an elementary education major but decided at the end of my junior year it might not be the right path because I wanted to see different people every single day. I decided that studying Spanish for Careers and Professionals was a better fit for me, and not because I had grown up speaking both languages but because I had grown up being able to bridge the gap between English and Spanish-speaking people who weren’t as fortunate to be bilingual and needed assistance. I chose criminal justice as my concentration in school because that subject had always drawn me, but I had never gotten the chance to experience it because that subject had always drawn me, but I had never gotten the chance to experience in a classroom setting. I graduated from Grand View University in April 2014 with both of these written on my diploma.

But I still couldn’t quite figure out what I wanted to choose as a career option. I tried a bunch of different things in college, from a maintenance crew to retail to serving at a country club. I made a deal with myself that I would re-evaluate everything, including my job and whether I was going to move back to Texas or stay in Iowa when I was 25. I stayed, and a month after my birthday I saw that West Des Moines P.D. was accepting applications and decided to pursue my dream and applied to the Department for a job as police officer. I was fortunate to be called after that first application, and about six months later they offered me a position.

I know I don’t seem to have much of a background preparing me to enter law enforcement or criminal justice. But I promise you it was always in the back of my mind from the time I was born. Both of my parents were always in some way, shape or form involved in law enforcement during my entire life. My dad started his career as a police officer in Los Angeles, served as part of the Wyoming Highway Patrol, somehow worked for the U.S. Marshals for a while, and then ended up in my hometown of Brownsville, Texas, as Director of E.M.S. for our county. My mom started off as a dispatcher for the Brownsville Police Department and retired when I was in middle school, but she got bored and took a job with the Cameron County Sheriff’s Department as the person in charge of their community service for inmates. She takes inmates on good behavior and close to being released to pick up trash on the beach and wrap Christmas presents during the holidays.

So I really did grow up in a police station, was there as much as I was allowed, and they would tell me all their stories. As I give you this background on my parents, I want to point out that they never once suggested that I should go into law enforcement. They always knew I was going to make my own decision about my future, and they were going to be great and support me in whatever direction I chose to go. I got very lucky and I appreciate them more than words can say.

The choice to go into law enforcement was always in the back of my mind, but I thought it was only because I grew up so close to it. I’m glad I got the opportunity to move away from home and see for myself what my true interests were, and what direction I really wanted to go in life. I can’t wait to see where it takes me.

Gladys Espitia chose law enforcement to help youth

I graduated from East High School as an Alumni Scholarship recipient in 2012, and pursued my career at Grand View University, earning a Bachelor’s Degree in Criminal Justice and Political Studies with a concentration in pre-law as Summa Cum Laude. I was a first-generation college student, which meant a lot to my parents and myself. My parents always encouraged me to do well in school. All along they have been my motivation. Growing up, I looked up to law enforcement officers and highly respected them. Their mere presence made me want to be just like them. I could picture myself representing and enforcing the law. Now, I am very honored I will get the opportunity to do so as a West Des Moines police officer.

One of my priorities as an officer is to work directly with youth. I firmly believe that in the early stages of life we have greater possibilities of helping shape them into becoming essential assets to our communities. I look forward to leading programs for junior officers, carrying out community projects, playing against them in fundraiser games, or simply patrolling their neighborhoods and engaging in conversations with them.

I was previously a resident advisor for troubled youth, where simply being a person they could talk to meant someone cared about them. I may not have always had the best answer to their ears, but my responses were not intended to misguide them. I will forever strive to help those in need, and hope I can play an integral part in demonstrating that despite the circumstances, law enforcement officers are there to give a helping hand. I am anxious to grow and expand my knowledge in this field.

I plan to earn a Juris Doctor (law degree). My final dream would be to take my cumulative experiences to the Federal Bureau of Investigation. Overall, there are endless opportunities, and life changing experiences, that I am ready to take on.
Growing up in small town Iowa left me bored for more in life. So, at age 17 I left for active Naval service. As long as I enjoyed going to work every day, I continued to stay on active duty, including flying to aircraft carriers as part of a four-person crew for most of my military career.

It was during these years that I came to work with, and trust, a group of about 20 to 30 people – some of whom I call my closest friends.

After a little over 20 years of having fun, I departed the military and returned to Iowa. I felt the need to distance myself from a military lifestyle. A veteran’s transition back into civilian life is not an easy one, especially for someone who has done nothing else their entire adult life and moves to a state almost devoid of active military bases. I had a hard time during my search for employment, so I started and ran my own business successfully for 14 years. In addition, I was the department head of a County Veterans Affairs office, and I enjoyed assisting the veterans who came into my office in need of assistance.

Little did I know I would miss the people whom I came to trust with my life. While running a business and a county office, I went back to school full time to complete my undergraduate degree in criminal justice. I figured a career in law enforcement would fill the void of my former military career.

There are very few professions that can bring a team close together and help people – especially in times of crisis. Law enforcement seemed to have both of these qualities, and have the integrity in leadership.

Like the military, being a peace officer can be a rich and rewarding career. It is easy to see the negativity in everyday life, if that’s what you are looking to see. But we have the opportunity to affect someone’s life on a daily basis and, if possible, make it a positive one when that opportunity arises.

Rod See, ILEA Class #272 Basic

The thought of becoming a police officer always floated around in my head from the time I was a child running with the neighbor kids playing cops and robbers. I never wanted to be the bad guy, always the good. You can say that there’s always been this part of me that has wanted to separate these two types of people.

From childhood on, I always tried to help people by steering them in the right direction when they were headed down the wrong path. I thought my personality and the type of person I am fit well in the law enforcement world.

Through most of my teenage years, I didn’t know what I wanted to be when I grew up. But on one particular day, when I was about 16, the idea of becoming a police officer became important to me. One afternoon in the summer of 2006, my dad suffered a major heart attack. It was the police that arrived first. Through my eyes as my father’s son, it gave me a sense of comfort that although the paramedics weren’t there yet, somebody arrived to help keep my dad calm, and do their best to keep him alive if he lost consciousness. My dad survived his heart attack that day, and continues living a normal life today. I’ll always be thankful to the medics, hospital staff, and the officers who helped keep him alive, no matter their role. The officers may not have single-handedly saved my dad’s life, but they were the first ones to respond and prepared to take action if it was needed.

Ever since that day, becoming a police officer was my ultimate goal. I graduated from Norwalk High School and began attending Des Moines Area Community College. I thought it was in my best interest to further my education, so I completed my Bachelor’s Degree in criminal justice at Iowa State University. During that time, I was required to complete an internship before graduation. In the summer of 2012, I was blessed to serve an intern position with Urbandale Police Department. I worked full-time hours, and it was at that moment that I definitely didn’t want to do anything else but be a police officer. They made me feel welcome, they involved me in everything they could, but most importantly everyone there was willing to educate me when I had questions, which was quite frequently because I was desperate to learn as much as I could. My goal at that moment changed from not just wanting to be a police officer to becoming a police officer with the Urbandale Police Department.

My name is Officer Chase Breeser, and I’m currently in the Iowa Law Enforcement Academy after getting hired by Urbandale Police Department.

At the ILEA:

**Rod See served 20 years in military before law enforcement**

At the ILEA:

**Urbandale P.D.’s Chase Breeser in ILEA Basic #273**
The Carroll Police Department has gone through many personnel changes over the last three years.

Chief Jeff Cayler retired June 2015 after 34 years with the Department. Officer Tony Konkler retired in February 2016, serving 28 years with CPD. Captain Mark Heino retired November 2016, serving 38 years with CPD.

I was promoted in July 2015 to replace Chief Cayler, and three new officers were hired shortly after to fill the gaps of the retirements. The captain’s position has been left open while the Department reorganizes to better serve the citizens of Carroll.

The Carroll Police Department has 15 sworn officers who cover everything from evidence officer to D.A.R.E. instructor. Eleven of the officers are assigned to patrol with two patrol sergeants and a third sergeant being assigned to investigations. We are in the process of transitioning one patrol officer to a detective position to help with case load, and assigning a sergeant to be public information officer while working to create a county wide chaplain program. We have a marijuana testing lab and we complete tests for surrounding agencies, as well as our own internal testing. One officer has recently been trained as a Drug Recognition Expert, which has helped in prosecution of drugged drivers.

Over the past two years, officers have been outfitted with TASER X2s, as well as Digital Ally FirstVu HD body cameras. We have begun to transition to all SUV patrol vehicles to accommodate more equipment being carried in the car and for officer comfort. The Carroll Police Department continues to provide training to the officers, both internally and through sources such as MCTC and ILEA. I hope to educate the officers to continue to perform professionally and to serve the needs of the public in a better way every day.

By Chief Brad Burke
Carroll Police Department

Visit the Iowa Peace Officers Association online at iowapeaceofficers.org for a membership application, legislative updates, news, job openings, links, past issues of Iowa Law Enforcement magazine and more.
On March 10, the Iowa Association of School Resource Officers (IASRO) and Iowa DARE joined forces to bring training to Iowa law enforcement and school officials.

This one-day School Law Update training was conducted by Dr. Bernie James of Pepperdine University, and addressed current law-related topics such as the family educational rights and the privacy act, school searches, surveillance, and body cameras in schools and civil liability.

This training was the first time that IASRO and Iowa DARE have worked together to bring valuable training to the Iowa community. The training was hosted at the Midwest Counterdrug Training Center (MCTC) at Camp Dodge.

School Resource Officers and DARE Officers from across Iowa were in attendance, along with school administrators and Juvenile Court Services. The reviews on this training rated it as excellent. By joining together, we saw over 170 professionals attend this invaluable training.

IASRO will be hosting their annual school safety conference June 20 – 21 at MCTC. This year’s conference will focus on lessons learned from school tragedy with speakers Frank DeAngelis (Columbine High School), Michele Gay and Lt. Christopher Vanghele (Sandy Hook Elementary). MCTC instructor Lou Savelli will also be presenting. For more information, or to register for this, training please visit www.counterdrug-training.com.

DARE Iowa will also be hosting their summer training June 19-20 in LeMars, Iowa. Scott Harvey’s Instruction, “I Am Someone,” will deal with topics our teens are struggling with today: pornography, social media, human trafficking and abuse. Dennis Debbaudt, a National Speaker on autism and law enforcement interaction, will also present on Monday. And, of course, there will be plenty of Ice Cream from Blue Bunny! Registration forms are at www.dareiowa.org.
Waverly Police Department Captain Don Eggleston and Officer Ryan Wegner were honored by the Sartori Health Care Foundation and Covenant Foundation with their 2017 “Heroes Among Us” awards given to “Public Safety Heroes” at the Five Sullivan Brothers Convention Center.

Capt. Eggleston and Officer Wegner were first on the scene of a morning house fire and, without any protective gear or regard for their own safety, rescued a Waverly woman trapped in her burning home on Sept. 16, 2016. The officers were given oxygen after the rescue.

Capt. Eggleston told the Bremer County Independent newspaper that entering a burning building without equipment is dangerous, but they knew from the call the woman in the home faced imminent danger. The burned woman was hospitalized in grave condition at University of Iowa Hospitals and Clinics, and had to undergo therapy to walk again. Capt. Eggleston spoke to her in March and learned she was making progress and looked forward to leaving the hospital.

Officer Wegner and Capt. Eggleston said they were surprised by their awards, saying they were just doing their jobs, but they like the positive recognition it gives to law enforcement.

When they had arrived at the home on fire, smoke was pouring from the back of the house. Capt. Eggleston and Officer Wegner crawled through the house looking for the resident, shining a flashlight ahead of them and yelling to the woman, who could hear them but not see the light. The officers heard the woman, who couldn’t move, calling to them, got up and hurried toward the sound of her voice and took her out of the house.

Capt. Eggleston and Officer Wegner were as cautious as they could under the serious circumstances. The rescue took just a few minutes, and the officers knew where the exits were. Capt. Jason Leonard had also entered the home shortly after, and other officers were trying to enter the other side of the house.

Officer Wegner and Capt. Eggleston were given oxygen on the scene and treated for smoke inhalation at a hospital.

Waterloo P.D. Sgt. Gus Farmer Recognized for Service to Iowa Peace Officers Assn.

On May 9, the Waterloo Police Protective Association recognized Sgt. Gus Farmer for service to the Iowa Peace Officers Association as 2015-17 president. Sgt. Farmer was presented a personalized clock and barbecue set. In the photo are IDOT-MVE Chief David Lorenzen (current IPOA President), IPOA Past-President Sgt. Gus Farmer, and Waterloo Police Chief Dan Trelka.