

**RULE 31 – ADMINISTRATIVE SANCTIONS**  
***EFFECTIVE JANUARY 30, 2021***

- (A) THE AUTHORITY FOR THE PROMULGATION OF THIS RULE BY THE COLORADO POST BOARD IS SET FORTH IN §§ 24-31-303(1)(L), 24-31-303(1)(M), AND 24-31-307(3), 24-31-310(3), C.R.S.**
- (B) THE PURPOSE OF THIS RULE IS TO PROVIDE FOR THE ASSESSMENT OF ADMINISTRATIVE FINES OR OTHER SANCTIONS BY THE POST BOARD FOR VIOLATIONS OF TITLE 24, ARTICLE 31, PART 3.**
- (C) THE POST BOARD MAY IMPOSE AN ADMINISTRATIVE FINE OR OTHER SANCTION AGAINST A CERTIFICATE HOLDER OR LAW ENFORCEMENT AGENCY AS FURTHER ADDRESSED IN THIS RULE. THE IMPOSITION OF AN ADMINISTRATIVE FINE DOES NOT PRECLUDE THE POST BOARD FROM ALSO PURSUING OTHER LAWFUL ACTION AGAINST THE CERTIFICATE HOLDER OR LAW ENFORCEMENT AGENCY. THE ADMINISTRATIVE FINE MAY BE IN LIEU OF OR IN ADDITION TO ANY OTHER LAWFUL ACTION.**
- (D) THE ADMINISTRATIVE FINE OR OTHER SANCTIONS ASSESSED SHALL BE BASED ON THE FOLLOWING CRITERIA:
  - (I) TYPE OF VIOLATION;**
  - (II) SEVERITY OF THE VIOLATION;**
  - (III) WHETHER THE CERTIFICATE HOLDER OR LAW ENFORCEMENT AGENCY COMMITTED REPEATED VIOLATIONS; AND**
  - (IV) ANY OTHER MITIGATING OR AGGRAVATING CIRCUMSTANCES.****
- (E) IF THE VIOLATION(S) INVOLVE:
  - (I) FAILURE TO SUCCESSFULLY COMPLY WITH IN-SERVICE TRAINING REQUIREMENTS BY A LAW ENFORCEMENT AGENCY OR INDIVIDUAL CERTIFICATE HOLDER.
    - (A) FIRST OFFENSE, MAY BE FINED UP TO \$100 PER EMPLOYED PEACE OFFICER FOR LAW ENFORCEMENT AGENCIES, OR \$300 PER INDIVIDUAL CERTIFICATE HOLDER, AS APPLICABLE.******

- (B) SECOND OR SUBSEQUENT OFFENSE, MAY BE FINED UP TO \$200 PER EMPLOYED PEACE OFFICER FOR LAW ENFORCEMENT AGENCIES, OR \$600 PER INDIVIDUAL CERTIFICATE HOLDER, AS APPLICABLE.
  - (C) FINES ASSESSED TO LAW ENFORCEMENT AGENCIES MAY BE DEDUCTED FROM POST TRAINING GRANT-RELATED AWARDS.
  - (D) LAW ENFORCEMENT AGENCIES MAY BE SUSPENDED FROM PARTICIPATING IN FUTURE REGIONAL TRAINING GRANT ACTIVITIES.
  - (E) AN INDIVIDUAL CERTIFICATE HOLDER MAY ALSO BE SUSPENDED OR REVOKED AS FURTHER ADDRESSED IN POST RULE.
- (II) AGENCY FAILURE TO SUCCESSFULLY COMPLY WITH RULE 17 REQUIREMENTS.
- (A) FIRST OFFENSE, MAY BE FINED UP TO \$100 PER EMPLOYED PEACE OFFICER, PER DAY OF VIOLATION.
  - (B) SECOND OR SUBSEQUENT OFFENSE, MAY BE FINED UP TO \$200 PER EMPLOYED PEACE OFFICER, PER DAY OF VIOLATION.
- (III) ANY OTHER VIOLATION OF A POST BOARD RULE REQUIRING COMPLIANCE BY A LAW ENFORCEMENT AGENCY OR INDIVIDUAL CERTIFICATE HOLDER.
- (A) FIRST OFFENSE, MAY BE FINED UP TO \$100 PER EMPLOYED PEACE OFFICER FOR LAW ENFORCEMENT AGENCIES, OR \$300 PER INDIVIDUAL CERTIFICATE HOLDER, AS APPLICABLE.
  - (B) SECOND OR SUBSEQUENT OFFENSE, MAY BE FINED UP TO \$200 PER EMPLOYED PEACE OFFICER FOR LAW ENFORCEMENT AGENCIES, OR \$600 PER INDIVIDUAL CERTIFICATE HOLDER, AS APPLICABLE.

**(IV) THE POST BOARD SHALL DETERMINE WHAT SANCTIONS, IF ANY, TO APPLY IN ACCORDANCE WITH RULE 5 HEARINGS.**