



**STATE OF OKLAHOMA
BOARD OF TESTS FOR ALCOHOL AND DRUG INFLUENCE**

Dr. Kenneth E. Blick, Ph.D.
Chairman

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Kevin Behrens
Director

The agenda for this meeting was posted in accordance with Title 25 Section 311.A.9, at the Administrative Offices of the Board of Tests for Alcohol and Drug Influence, 3600 North Martin Luther King Avenue, Building 9, Oklahoma City, OK, 73111.

**Regular Meeting AT OKLAHOMA CITY, OKLAHOMA
Of the Board of Tests for Alcohol and Drug Influence
Oklahoma Department of Public Safety Complex,
W.C. Sarg Smith Classroom
3600 North Martin Luther King Avenue, Oklahoma City, OK, 73111**

**Tuesday November 6, 2018
10:00 A.M. CDT**

MINUTES

BOARD MEMBERS PRESENT:

Dr. Kenneth Blick, OUHSC
Charles Gerhart, CLEET
Major Todd Blish, OHP
Dr. Jarrad Wagner, OSU Health Science
Dr. Terence Dunn, Department of Health
Sheriff Chris West, Canadian County
Kevin Kramer, OSBI

STAFF PRESENT:

Kevin Behrens, Director
Jenifer Martin, Office Manager
Josh Smith, Maintenance Administrator
Vince Barnard, Training Administrator
Magan Stow, Administrative Tech
David Barnett, Interlock Administrator

BOARD MEMBERS ABSENT:

Chief Griffin, Comanche Nation

1. Call Meeting to Order

Action Taken: Dr. Blick called the meeting to order at 10:00 a.m. Roll was taken; seven members were present representing a quorum.

2. Statement of Compliance with the Open Meeting Act

Dr. Blick gave statement of compliance

3. Director's Report

Director Behrens presented changes to the mission statement, vision and values for the Board of Tests. He also gave updates on the training program, maintenance program, interlock program, and administration.

Action Taken: Major Blish moved to approve Director's Report, Chuck Gerhart seconded the motion. A roll call vote was taken with the following results Dr. Blick voted yes, Dr. Wagner voted yes, Major Blish voted yes, Charles Gerhart voted yes, Dr. Dunn voted yes, Sheriff West voted yes, Kevin Kramer voted yes

4. Proposed executive session for the purpose of confidential communications between the Board and its attorney

Action Taken: Kevin Kramer moved to enter executive session, Dr. Dunn seconded the motion. A roll call vote was taken with the following results Dr. Blick voted yes, Dr. Wagner voted yes, Major Blish voted yes, Charles Gerhart voted yes, Dr. Dunn voted yes, Sheriff West voted yes, Kevin Kramer voted yes

Action Taken: Sheriff West moved to exit executive session, Kevin Kramer seconded the motion. A roll call vote was taken with the following results Dr. Blick voted yes, Dr. Wagner voted yes, Major Blish voted yes, Charles Gerhart voted yes, Dr. Dunn voted yes, Sheriff West voted yes, Kevin Kramer voted yes

5. Discussion and possible action on 2019 meeting dates

Proposed dates:
February 12, 2019
May 14, 2019
August 13, 2019
November 12, 2019

Action Taken: Dr. Wagner moved to approve the 2019 meeting dates, Kevin Kramer seconded the motion. A roll call vote was taken with the following results Dr. Blick voted yes, Dr. Wagner voted yes, Major Blish voted yes, Charles Gerhart voted yes, Dr. Dunn voted yes, Sheriff West voted yes, Kevin Kramer voted yes

6. Discussion and possible action on proposed legislation

- a. **47 O.S. §11-902A**
- b. **47 O.S. §759**

Action Taken: Sheriff West moved to appoint four board member subject matter experts to review and address proposed statute changes. Dr. Dunn seconded the motion. A roll call vote was taken with the following results Dr. Blick voted yes, Dr. Wagner voted yes, Major Blish voted yes, Charles Gerhart voted yes, Dr. Dunn voted yes, Sheriff West voted yes, Kevin Kramer voted yes

7. Discussion and possible action on proposed declaratory rulings

- a. **40 O.A.C. 30-1-3 (Nine step breath test sequence)**
- b. **40 O.A.C. 30-1-3 (Uncertainty of Measurement)**
- c. **40 O.A.C. 50-1-2 (Meaning of any operational aspect)**
- d. **40 O.A.C. 50-1-2 (Application of NHTSA model specifications related to minimum required breath volume)**

Action Taken: Sheriff West moved to appoint four board member subject matter experts to review and address proposed declaratory rulings. Dr. Dunn seconded the motion. A roll call vote was taken with the following results Dr. Blick voted yes, Dr. Wagner voted

yes, Major Blish voted yes, Charles Gerhart voted yes, Dr. Dunn voted yes, Sheriff West voted yes, Kevin Kramer voted yes

8. Chairman's Report

Dr. Blick gave his appreciation to Kevin and the staff for the hard work given to the board and the never ending battle to keep our roads safe.

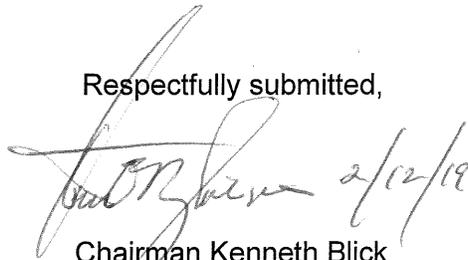
9. Public Comments

Tom Hosty
Sonja Porter

10. Adjournment

Action Taken: Chuck Gerhart moved to adjourn, Major Blish seconded the motion. A roll call vote was taken with the following results Dr. Blick voted yes, Dr. Wagner voted yes, Major Blish voted yes, Charles Gerhart voted yes, Dr. Dunn voted yes, Sheriff West voted yes, Kevin Kramer voted yes

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kenneth Blick', with the date '2/12/19' written to the right of the signature.

Chairman Kenneth Blick
Board of Tests for Alcohol and Drug Influence

A digital copy of these minutes is kept on record at the Board of Tests
Available upon request.