



Oregon

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August 10, 2006

TO: **OREGON STATE SHERIFFS' ASSOCIATION
OREGON ASSOCIATION CHIEFS OF POLICE
OREGON DISTRICT ATTORNEYS ASSOCIATION
OREGON STATE POLICE PATROL SERVICES DIVISION**

FROM: Jeff Rost, Forensic Supervisor, Implied Consent Section
Oregon State Police Portland Metro Forensic Laboratory

RE: **IMPLEMENTATION OF THE INTOXILYZER[®] MODEL 8000**

During the 2005 Legislative Session, the Department of Oregon State Police was given budgetary authority to replace Oregon's Intoxilyzer[®] 5000¹ breath-alcohol testing equipment. Immediately thereafter, the Department initiated a thorough investigation and solicitation process culminating in the selection, approval, and purchase of the Intoxilyzer[®] Model 8000. The Oregon State Police Forensic Services Division is now ready to begin implementation in the State's next evidential breath-alcohol testing instrument. The purpose of this letter is to provide agencies with necessary information needed to facilitate a smooth transition.

It likely goes without saying, however, that with any implementation process of this magnitude, things might change, time lines may be delayed, and additional information may become available. Law Enforcement Agencies and Officers are encouraged to routinely refer to the "Law Enforcement Resource" Section of the Oregon State Police Forensic Services Division web-site for up-to-date information. The web-site address is:

<http://egov.oregon.gov/OSP/FORENSICS/LawEnfResources.shtml>

Several questions regarding the Intoxilyzer[®] 8000 Program have been asked by Agencies. I will attempt to address some of the more frequently asked questions here:

1. Who will be receiving new equipment?

All locations where an Intoxilyzer[®] 5000 instrument is currently located, as well as those locations where the Intoxilyzer[®] 5000 instrument was removed after February 2003 (also known as "C sites"), will be given the opportunity to host an Intoxilyzer[®] 8000. The complete list of locations is provided at the Oregon State Police Forensic Services Division web-site.

¹ CMI and INTOXILYZER[®] are registered trademarks of CMI, Inc.

2. What is the planned implementation process?

The implementation of Intoxilyzer® 8000 instrumentation will begin with the training of Police Officers as operators. Oregon State Police approved instructors are already trained and will be visiting your local/regional area to conduct conversion training. Conversion training is for operators that already possess an Intoxilyzer® 5000 permit and will last four (4) hours. ***This training is mandatory to obtain a permit to operate the Intoxilyzer® 8000.*** Training for new operators will only be available through the DPSST Academy and will last eight (8) hours. Refer to the Oregon State Police Forensic Services Division web-site for additional training information and dates in your area.

Training should be made a priority by agency administrators so that the implementation process may proceed in a timely manner. Once the training of operators within each County is substantially complete, the transition and placement of Intoxilyzer® 8000 equipment will begin on a County-by-County basis.

NOTE: Prior to November 1, 2006, training efforts will be focused in the following areas: Benton, Clackamas, Clatsop, Columbia, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook, Washington, and Yamhill Counties. This region represents more than 65% of Oregon's Law Enforcement resources and will need additional time to complete training and implementation activities.

3. When can host agencies expect to receive new equipment?

As stated previously, placement of Intoxilyzer® 8000 equipment will begin following the training of operators within each County. Training and equipment placement will occur first in the Region 1 area followed by Region II and III. Regions are defined further below:

Region 1:

Benton, Clackamas, Clatsop, Columbia, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook, Washington, and Yamhill County

Region 2:

Coos, Curry, Douglas, Josephine, Jackson, Lane, and Klamath County

Region 3:

Baker, Crook, Deschutes, Gilliam, Grant, Harney, Hood River, Jefferson, Lake, Malheur, Morrow, Sherman, Umatilla, Union, Wallowa, Wasco, and Wheeler County.

For up-to-date information regarding implementation time lines, please refer to the Oregon State Police Forensic Services Division web-site.

4. What facility arrangements need to be made before new equipment is installed?

The agency should ensure that there is sufficient space to locate the new Intoxilyzer® 8000 instrument prior to its arrival. It is requested that a minimum of two (2) square-feet of counter-top space be made available to accommodate the instrument. An additional two (2) square-foot counter-top area is requested to accommodate the external printer. The instrument and the external printer must be located within three (3) feet of one another. Intoxilyzer® equipment will be semi-permanently affixed at the location, therefore, agencies are asked to carefully consider the placement and orientation of instrumentation prior to installation.

IMPLEMENTATION OF THE INTOXILYZER® MODEL 8000

August 10, 2006

Page 3 of 4

For "C" site agencies where an Intoxilyzer® 5000 instrument that been removed, all the above space requirements must be re-verified. Additionally, arrangements will need to be made to re-install a dedicated telephone/modem line and ensure that adequate power receptacles are available for the new instrument. Dedicated modem line arrangements will be paid for by the Oregon State Police; however, agencies will need to provide a physical address, a contact person and telephone number, and the name of the local telephone service provider to the Implied Consent Unit. Telephone line requests can be made directly to the Implied Consent Unit by calling (503) 451-2230.

5. What will a host agency be responsible for after getting new equipment?

All agencies that are given the opportunity to host an Intoxilyzer® 8000 will be requested to provide the following accommodation:

1. To provide access to any law enforcement officer requesting use of the Intoxilyzer® 8000 instrument; AND
2. To regularly clean around the instrument and maintain the area clear of dirt, dust, debris, and clutter. These instruments are electronic devices similar to computers and need to be maintained in a similar manner; AND
3. As in the past, Intoxilyzer® supplies, such as mouthpieces, paper, toner cartridges, and dry gases will be provided by the Oregon State Police Stockroom. Agencies will be asked to provide a limited amount of on-site support for the Intoxilyzer® 8000 instrument to include the replacement of printer paper, clearing of printer jams, and installation of replacement printer toner cartridges.

Requests for supplies will continue to be handled in the same manner as with the Intoxilyzer® 5000 by contacting the Oregon State Police Stockroom via facsimile at (503) 463-8219.

6. What will OSP be responsible for after installing new equipment?

The Oregon State Police will continue to be responsible for providing supplies, services, training, equipment, certifications, repair, and expert testimony for the Intoxilyzer® 8000 instrument just as was done with the Intoxilyzer® 5000. Requests for service can be made by either contacting the Implied Consent Unit or by contacting the Oregon State Police Southern Regional Dispatch Center at 1-800-292-6517.

7. Will officers need to be re-trained to operate the Intoxilyzer® 8000?

Yes. All police officers previously trained on the Intoxilyzer® 5000 will need to attend an Oregon State Police approved Intoxilyzer® 8000 operator's training course to learn how to operate the Intoxilyzer® 8000. ***This training is mandatory to obtain a permit to operate the Intoxilyzer® 8000.*** If you are a police officer (see ORS 801.395) with the authority to enforce the motor vehicle code and arrest a driver for DUII in Oregon, you are eligible to receive training on the Intoxilyzer® 8000 instrument. This includes reserve police officers.

8. Where and when can officers receive training?

Training will be conducted by Oregon State Police approved instructors within your local or regional area prior to installing Intoxilyzer® equipment. Officers should refer to the

IMPLEMENTATION OF THE INTOXILYZER® MODEL 8000

August 10, 2006

Page 4 of 4

“Law Enforcement Resource” Section of the Oregon State Police Forensic Services Division web-site for up-to-date information regarding training dates and locations or contact ICP Training Coordinator Fawnda Veysey at Fawnda.Veysey@state.or.us or at (503) 451-2230.

Agencies will be advised of training opportunities as they become available in the area. Requests for training can be made by contacting by the Oregon State Police Implied Consent Unit or by contacting an Instructor in your area.

9. How long will the training class take?

For police officers with an Oregon Intoxilyzer® 5000 permit, the conversion training to the Intoxilyzer® 8000 is four (4) hours in length. This training will occur locally and/or regionally.

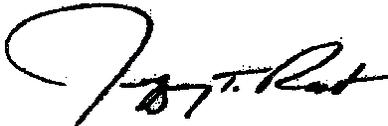
For new operators that do not have an Intoxilyzer® 5000 permit, the training program for the Intoxilyzer® 8000 instrument is eight (8) hours in length. Courses will be offered through the Department of Public Safety Standards and Training (DPSST) Academy starting after January 1, 2007.

10. Additional questions, concerns, or comments?

Any additional questions, concern, or comments can be directed to the Implied Consent Unit at (503) 451-2230.

Thank you in advance for your support and cooperation during this process.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Rost". The signature is stylized and cursive.

Jeff Rost, Forensic Supervisor
Oregon State Police Portland Forensic Laboratory
5076-90