

**FINAL**

## **GOVERNOR'S ADVISORY COMMITTEE ON DUII**

**Friday, March 7, 2025**

**Hybrid Teleconference Meeting**

**Salem, OR**

**Members Present:** Chairperson Chuck Hayes, Sarah Gold, Lois Harvick

**Members Present via Teams:** Vice-Chair Cate Duke, Lynn Howard, Deborah Ruiz

**Members Absent (excused):** Justin Nielsen

**Staff Present in person and via Teams:** Ryan Stone, Traci Pearl, Shari Davis, Suzanne Mullen

**Liaisons and guests in person and via Teams/telephone:** Kimberly Rose (OJD), Jonathan Munson (DMV), Marie Dodds (AAA), Sid Moore (OAH), Nicole McAda (CLEAR Alliance), David Beatty (DPSST), Deanna Kemper (Washington County Evaluation Services), Robert Hayes (IACP), Victor Hoffer (OTSC), Timothy Plummer (Madras PD), Sarah Litke (Trauma Nurses Talk Tough), Joshua Moyes (OSP), Gary Engler (Salem PD)

**Public present in person:** N/A

### **Call to Order and Introductions:**

Chair Chuck Hayes called the meeting to order at 9:00 a.m. A moment of silence was held to remember those who have been killed or seriously injured in crashes involving an impaired driver. The committee and those present in the room took turns introducing themselves.

**Chair Report:** Chair Hayes spoke about a thorough webinar that is available for viewing that covers information about mental health and the effects it can have on driving. Sarah Gold indicated that she found the information useful and shared how everything is interconnected. Drivers arrested for DUII often have underlying mental health issues along with addiction. The Ohio Highway Patrol often puts offenders in contact with mental health professionals for assistance. This would be a good topic to touch on with more detail at a future meeting. Cate Duke indicated that Oregon has a severe lack of mental health professionals available to provide services to the large number of people who currently need assistance, and that most programs available do not provide dual services to deal with dual diagnoses.

Chair Hayes mentioned that the annual [Governor's Highway Safety Awards](#) are open, and he encouraged everyone to look for opportunities to consider nominating worthy candidates for these recognitions.

Also included in the Chair report was information on an incident that occurred wherein a DUII driver crashed into the back of a marked Multnomah County Sheriff's Office vehicle on Eastbound I-84 while it was on a traffic stop. No one was seriously injured, and the driver was arrested for DUII and several other charges, including not having a required ignition interlock device installed.

Chair Hayes and Cate Duke reported on having participated in a .05 BAC legislation call with NTSB. There have been some difficulties in gaining traction for this, but some of the states leading the way are Colorado, Hawaii, and Washington. Oregon will monitor what happens with neighbor Washington.

### **Member Reports**

**Lois Harvick** reported that the February Victim Impact Panel had been canceled due to bad weather. Classes are full for the coming months, and a representative from Lines for Life will attend. Lois and Chair Hayes discussed a publication that held criticism for VIPs, and Lois responded it can be difficult to have a measurable outcome, despite when there is progress and/or success. The value of the VIPs was agreed upon by those present.

**Sarah Gold** stated that they are trying to use positive messaging as opposed to the negative/shaming messages that have been used in the past. Sarah also shared some current data. At OHSU in 2023 and 2024, 36% of injured drivers had some sort of intoxicant in their systems. In 2021 and 2022, it was 41%. Numbers are largely static, however, there has recently been a slight decline in all categories. New messaging will be directed toward passengers who get into a vehicle with an impaired driver. There are online tools available that show the data for the problem areas for DUII around the state. Those maps are available on the ODOT website.

**Lynn Howard** indicated she has been busy with a long trial, and she updated the committee on a previous case she had reported on: the semi driver who ran into the back of the van carrying migrant workers on I-5 was just sentenced to 40+ years in prison for the manslaughter charges but acquitted of DUII. There was conflicting information regarding whether a DRE evaluation was even done on the semi driver.

**Deborah Ruiz** spoke about the tracking of HB 3174 and SB 848. Testimony was given by Deborah and others, and a work session was scheduled, but it did not cover HB 3174. The legislative concept for increased ADSS fees needs a letter of support from Chair Hayes; he answered in the affirmative, that it was within his purview.

**Vice Chair Cate Duke** spoke about the upcoming Oregon-Idaho Intervention Conference on Youth that will be held April 8-9, 2025, in Redmond at the Eagle Crest Conference Center. Otherwise, Cate indicated that she has been busy working on a variety of different projects.

#### **Minutes of Previous Meeting:**

Chair Hayes asked if there were any changes to the January 2025 and February 2025 meeting minutes.

**MOTION: Sarah Gold moved to approve the January 2025 GAC-DUII minutes. Lynn Howard seconded. Roll call vote: Unanimous approval. Motion passed.**

**MOTION: Lois Harvick moved to approve the February 2025 GAC-DUII minutes. Sarah Gold seconded. Roll call vote: Unanimous approval. Motion passed.**

#### **Communications Memo for the Governor:**

Chair Hayes reviewed the [February 2025 Communications Memo](#).

#### **Transportation Safety Office (TSO) Report:**

**Ryan Stone** began his update by talking to about the NHTSA 405 DUII funding. The Oregon data from 2022 was used, which pushed Oregon outside the range to qualify for funding as a medium-range state (less than .6). New requirements are being imposed with Oregon now designated as a high-range state. Some of the new requirements are already in effect, such as the presence of a statewide task force (a role served by this committee), and the existence of a new Strategic Plan. However, the plan will need to be updated with additional information, and Oregon will also have to undergo another NHTSA program assessment prior to the FFY2027 grant year in order to be eligible for 405d funding.

The new online grant system (SGMS) is currently being tested and will be going live online for the 2026 grant year.

The grant opportunity is now open and will be closing at the end of March. Ryan reminded everyone that these grants operate on the Federal fiscal calendar, which runs October to September.

Ryan spoke about working with TSO's media partner, Gard Communications, to discuss new cannabis and anti-impaired messaging. A focus group in Portland convened and provided interesting and useful information. The panel indicated they do not fear arrest or legal consequence for cannabis-related DUII and that the current messaging being used does not have an impact on their opinion of the messaging.

#### **Agency Liaison Reports:**

##### Oregon Impact Newsletter

**Chair Hayes** asked Jenifer Sether to add a link to the [Oregon Impact Newsletter](#) to the minutes when she completes them.

##### DRE Report

**Chair Hayes** reviewed [Sergeant Ryan Clarke's written report](#) with the committee.

##### HVEU

**Chair Hayes** reviewed [Lieutenant Logan Denney's written report](#) regarding HVEU operations through January - March of 2025.

#### OTSC Update

**Traci Pearl** provided the committee update in the absence of OTSC Chair Victor Hoffer. The Oregon Transportation Safety Committee last met on February 19 and reviewed four applications for new membership. Judge Jerry Cooper has formally retired from the committee, and Will Anderson has stepped down due to other work demands. Four candidates were interviewed, and two names were selected and moved forward to the Governor's Office.

The 2026-2030 Transportation Safety Action Plan (TSAP) update is now underway, and work is ongoing to identify the most prevalent safety issues throughout Oregon.

The current Federal administration issues have been causing some confusion, but funds are still coming through as obligated, although it is a moving target.

The [2025 DUII Multi-Disciplinary Conference](#) will be held April 3-4, 2025, in Bend at the Riverhouse Hotel. Registration is open.

#### OHA

**Ryan Stone** mentioned that OHA's Behavioral Health Division has hired a new DUII Services Coordinator, and a liaison representative exists between them and this committee. Ryan indicated he will be in contact with her soon to invite her to future GAC-DUII meetings.

#### TSRP

**Chair Hayes** provided a brief update for **Deena Ryerson** and **Amy Seely** in absentia; both were finishing up *Prosecuting the Drugged Driver*, where they spent the week training more than 60 prosecutors and DREs on case law trial prep and expert witness testimony, among other subjects. They have been involved in some ARIDE training that was done in February, and they continue to see a high volume of DUII appeal decisions.

#### OJD

**Kimberly Rose** [provided a written report](#).

#### DPSST

**David Beatty** stated they are in the final stages of planning for the upcoming Multi-Disciplinary Conference that will be held April 3-4, 2025, in Bend at the Riverhouse Hotel. Registration is still open, and everyone is encouraged to attend.

In the chat, information was provided about [the OHSU NW States Trauma Conference](#) that will be held April 23-25, 2025, at the Spirit Mountain Conference Center.

#### **Legislative Session:**

##### SB 848

**Chair Hayes** indicated that he went in and looked to see if there is going to be another hearing scheduled, but he has not seen anything at this point as to whether there'll be another hearing on [Senate Bill 848](#), the Oregon Health Authority Bill. A first hearing was held where testimony and documents were presented. The information has been entered into OLIS.

##### HB 3174

This bill covers [increasing the fee for ADSS](#) and is supported by the GAC on DUII.

#### **Update on .05 Concept**

**Chair Hayes** indicated that he has just received the concept and plans to meet with the representatives to get support. It is slow to pick up momentum. Some discussion has taken place regarding statements of support, and in some cases the support hasn't materialized yet. The plan is to present this bill from the standpoint of prevention (to limit .08 and above). It appears scare tactics are being used by the alcohol industry to dissuade support for this bill. Chief Timothy Plummer mentioned that the fatality rates resulting from DUI in Utah (a state that has formalized this measure) has dropped by 18.3 percent, which is a noticeable decrease.

#### HB 3542

The GAC-DUII does not support this bill [as lane splitting is a very dangerous practice](#) for both rider and lane occupant. Will continue to watch this bill to see what happens.

#### **Old Business:**

##### Upcoming GAC DUII Meetings

The May 2 meeting will be held in Burns. Hotel arrangements are being finalized through Jen Sether.

The August 8 will be held in Pendleton. Ryan will be working with Billie-Jo Nickens, Region 5 RTSC, to make arrangements for a venue and lodging.

Chair Hayes encouraged everyone to reach out to their constituents to invite them to attend these meetings in person.

##### GAC DUII Member Vacancies

The search for replacements for member vacancies on the committee are ongoing. Applications must be submitted through Workday. PIO Mindy McCartt has released some social media ads to hopefully bring attention to the recruitment for new members.

#### **Adjourn:**

With no further business for the good of the order, Chair Hayes officially adjourned the meeting at 11:08 a.m.

**Next Meeting: April 11, 2025, 9:00 a.m. at DPSST in Salem, and via Teams**