



**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.

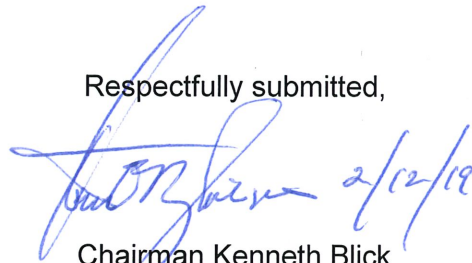
**9. Public Comments**

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,



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.