

NEVADA DEPARTMENT OF PUBLIC SAFETY  
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NOTICE OF PUBLIC MEETING (NRS 241)

STATE OF NEVADA

Name of Organization: Nevada Committee on Testing for Intoxication

Place of Meeting: Washoe County Sheriff's Office  
Crime Laboratory Library, Basement Floor  
911 Parr Blvd  
Reno, NV

Telephone Conference To: Las Vegas Metropolitan Police Department  
Crime Laboratory  
5606 W. Badura Ave  
Las Vegas, NV

Date and Time of Meeting: August 8, 2008 at 10:00 AM

AGENDA

**A Call to Order and Roll Call**

**B Ongoing Business**

- Action 1. Approval of the November 26, 2007 meeting minutes
- Action 2. A recommendation on new technology for testing for alcohol  
*During the November 26, 2007 meeting, the Committee requested a review of new evidentiary testing technology and its possible impact on state and local agencies. The Committee will review the types of testing equipment that will be considered for implementation over the next 2-7 years.*
- Action 3. Approval / Disapproval of the Smart Start Breath Ignition Interlock Device (BIID)  
*The Committee will review the performance of the Smart Start SSI 20/20 Breath Ignition Interlock Device (BIID) to determine if it should be listed as an approved device.*
- Action 4. Change the notation on the Approved List of Evidential Breath Testers for the CMI, Intoxilyzer 5000 from "all series of this model manufactured before January 26, 2004 (Infrared Absorption)" to read: "all series of this model produced before January 26, 2004 (Infrared Absorption)."  
*The Committee will review the description of the CMI 5000 Intoxilyzer as listed on the Approved list of Evidential Breath Testers, and make changes as necessary.*

**C New Business**

- Action 1. The Committee will review the procedures contained on the 5000EN checklist (Form DO-202, Rev. 06/06) for possible revision.  
*Step #3 of the 5000EN Checklist (form DO-202, Rev. 06/06) does not address the action a tester should take if the subject interrupts a test. The Committee may recommend a change to the Checklist.*

- Action 2. The Committee will review the reference made in NRS 50.320 to the person who tests the blood for alcohol.

*The NRS provides that the affidavit of a “chemist” is admissible without having the “chemist” appear to testify at a preliminary hearing or at the DMV. Currently the person who tests the blood typically identifies himself as a “forensic technician” or “forensic scientist” in the affidavit. Because the affidavit does not use the phrase “chemist” some cases have been ruled inadmissible. The Committee shall determine if an administrative rule change is necessary.*

**D Public Comment**

This is the period devoted to comments by the general public and a discussion of those comments. No action may be taken upon a matter raised under this agenda item until it has been noted on the agenda as an action item at a future meeting of the Committee.

**E Action Future Meeting (Time and Date)**

**F Action Adjournment**

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We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify Charles Abbott, Highway Safety Coordinator, at the Department of Public Safety, Office of Traffic Safety, 555 Wright Way, Carson City, NV 89711-0999 or call him at (775) 684-7471, no later than 24 hours prior to the meeting.

*A copy of this agenda was posted August 1, 2008, on the Office of Traffic Safety Web page at [www.ots.state.nv.us](http://www.ots.state.nv.us) under the subheading Nevada Committee on Testing for Intoxication.*

*I, Charles Abbott, did on the 1st day of August, 2008, fax this notice to the following locations for posting: Nevada State Building, 555 East Washington Ave, Las Vegas; Department of Motor Vehicles at 305 Galletti Way, Reno, NV; at 8250 West Flamingo Road, Las Vegas, NV; at 3920 East Idaho St., Elko, NV; 2701 East Sahara, Las Vegas, NV; at 4021 West Carey Avenue, North Las Vegas, NV; and to the Washoe County Sheriff's Office, 911 Parr Blvd, Reno, NV.*

*I, Charles Abbott, did further, on the 1st day of August, 2008, post (4) notices of the Committee on Testing for Intoxication Agenda, in the County of Carson, to wit, the State Legislature Building, 401 S. Carson Street, Carson City, NV; at the main entrance of the Department of Motor Vehicles, 555 Wright Way, Carson City, NV; the lobby of the Nevada State Library, 100 Stewart St., Carson City, NV; and the entrance of the Carson City Library, 900 North Roop Street, Carson City, NV.*