



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

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Chairman

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McBeth Sample, Jr.
State Director of Tests
for Alcohol and Drug Influence

September 1, 2002

Emmett E. Goodson
Administrative Assistant

**ACTION NO. 02-02 BY THE STATE DIRECTOR OF TESTS FOR ALCOHOL AND DRUG
INFLUENCE**

Under the authority of 47 O.S. Supp. 2001, Section 759 and OAC 40:1-1-3 promulgated by the Board of Tests for Alcohol and Drug Influence, the following official **ACTION** is hereby taken by the State Director of Tests for Alcohol and Drug Influence.

**ALCOHOL CONCENTRATION OF SIGNIFICANT CONCERN FOR MEDICAL EVALUATION
BEFORE INCARCERATION**

- (1) The State Director of Tests for Alcohol and Drug Influence, with the approval of the Chairman and its members of the Board of Tests for Alcohol and Drug Influence, hereby clarifies, for the information of all concerned parties and persons, what alcohol concentration the Board would **suggest** a medical evaluation before incarceration of an conscious person under arrest by or at the directions of a law enforcement officer, who has submitted to a test of such person's breath to determine the alcohol concentration thereof, under provisions of statues of the State of Oklahoma or any municipality codes or statues.
- (2) The Chairman and his members have concluded a reasonable concentration of alcohol detected by means of any Breath-Alcohol testing device, which they **recommend** a medical evaluation before incarceration would be **0.25g/210L**. This would be to protect the Public Health and Safety of the individual being tested and to protect the law enforcement agency responsible for the individuals arrest and incarceration.

Effective date: September 1, 2002


McBeth Sample, Jr.
State Director of Tests
for Alcohol and Drug Influence

Approved by the Board during the August 28, 2002 meeting.