

**Approved**  
**11/06/15**

**GOVERNOR'S ADVISORY COMMITTEE ON DUII**  
**Friday, October 2, 2015 Meeting Minutes**  
**Department of Public Safety Standards and Training**  
**4190 Aumsville Hwy. SE**  
**Salem, Oregon**

**Members Present:** Connie Cabrera, Kathleen Dailey – via telephone, Teresa Douglas, Cate Duke, Chuck Hayes, Jody Vaughan

**TSD Staff Present:** Dan Estes, Rachelle Nelson

**Guests Present:** Christine Chute (Oregon Board of Pharmacy), Sue Durre (No Affiliation), Mary Grosso (Driver and Motor Vehicle Services), Robert Jones (Oregon State Police), Amy Joyce (ODOT Government Relations), Joyce Kirkpatrick (No Affiliation), Rob Kirkpatrick (No Affiliation), Mike Laverty (Oregon Transportation Safety Committee), Jeff Lewis (Oregon State Police), James Lynch (Oregon Liquor Control Commission), Greg Plummer (Oregon State Police), Mandi Puckett (CLEAR Alliance), Jeff Ruscoe (Addictions and Mental Health Division), Deena Ryerson (Oregon Department of Justice), Nathan Scott (Portland Police Bureau), Evan Sether (Oregon State Police – Albany), Kristin Twenge (Mothers Against Drunk Driving/DUII Multi-Disciplinary Committee), Alison Webster (Office of Administrative Hearings)

### **I. CALL TO ORDER AND INTRODUCTIONS**

Chair Chuck Hayes called the meeting to order and introductions were made. Chair Hayes asked for a moment of silence in remembrance of the cause of reducing impaired driving related deaths and injuries in Oregon.

### **II. CHAIR REPORT**

Chair Hayes shared an executive summary that he pulled together of a report called *"The Legalization of Marijuana in Colorado: The Impact"*. He reported that Vermont currently has a legislative bill that would legalize marijuana in their state. He shared some Washington data that he previously e-mailed to the Committee. He further shared a *"Drug Alert"* fact sheet from Delaware. Lastly, he informed the Committee that there are marijuana transdermal patches already for sale in Oregon that are time release and sustains a high for 12 hours. Discussion ensued.

### **III. MINUTES OF PREVIOUS MEETINGS**

Chair Hayes asked if there were any additions or changes to the September 11, 2015 meeting minutes.

**MOTION:** Cate Duke moved to approve the September 11, 2015 meeting minutes as submitted. Teresa Douglas seconded the motion. With no further discussion, the motion passed unanimously.

#### **IV. TSD REPORT**

Dan Estes reported that the National Highway Traffic Safety Administration approved the 405 impaired driving application, that means all of the projects that have been submitted have been approved and will be funded. He shared that on October 21, 2015, the Driver and Motor Vehicle Services will be holding a hearing on the administrative rules that they are implementing to implement Senate Bill 397 (relating to ignition interlock devices). He distributed a copy of the *'Drug Impaired Driving: A Guide for What States Can Do'* report by the Governor's Highway Safety Association and the Foundation for Advancing Alcohol Responsibility. Mr. Estes further gave an anecdotal story about an interaction with an educator who wanted help with determining if a vape pen has marijuana or other tobacco products. He informed the Committee that the second Traffic Safety Resource Prosecutor position has been approved. He reported that Amy Joyce gave a presentation to Senate Business and Transportation during Legislative Days. Discussion ensued.

#### **V. 2017 LEGISLATIVE CONCEPTS**

Chair Hayes reminded the Committee to be thinking about legislative concepts that they would like to submit or make sure that they are covered in the 2017 legislative session. Discussion ensued.

#### **VI. AGENCY LIAISONS**

##### Health Systems Division

Jeff Ruscoe gave an update on his agency's reorganization. Although the position formerly held by Christopher Hamilton will not be filled, Mr. Ruscoe ensured the Committee that he is able to request the data that used to be supplied to the Committee upon request. Discussion ensued.

##### Multi-Disciplinary Task Force

Kristin Twenge reported that the task force is finalizing the agenda for the 2016 DUII Multidisciplinary Training Conference.

##### Not on the Agenda – Portland Police Bureau

Nathan Scott reported that the PPB have started focusing their training on children and getting the teachers and the school resource officers trained. He also said that they are seeing an increase in DUII stops related to marijuana. Discussion ensued.

##### Oregon District Attorney's Association

Jody Vaughan reported that she has been asked to teach and Standardized Field Sobriety Testing update class and assist with an Advanced Roadside Impaired Driving Enforcement class. Mr. Estes reported that the ODAA grants have been signed. Discussion ensued.

##### Oregon Liquor Control Commission

James Lynch reported that the OLCC is working on hiring eleven new employees that will assist with the enforcement of marijuana laws. He gave a report of his experience touring a marijuana production facility and retail stores in Colorado. Discussion ensued.

### Oregon State Police

Greg Plummer shared that he is doing a cross-over project with the Oregon State Marine Board. They are planning four Advanced Roadside Impaired Driving Enforcement sessions for marine patrol deputies. He also shared that he will be presenting at a driver education instructor conference. The topic will be current drug trends and things to watch out for in impaired driving. Discussion ensued.

Evan Sether reported that he has the opportunity to give a presentation to physical therapy students at Mount Hood Community College. He has already presented to the Physical Therapy Board and at Pacific University. His presentation provides education on symptomology of those who are using impairing substances so that they can identify if their patients or co-workers are impaired. He also attended an event in Eugene that was geared towards teachers and parents. It was promoted as their inaugural youth alcohol and drug education event. They just finished Drug Recognition Expert field certifications. Eleven out of twelve passed, bringing the total number of DRE officers in Oregon to 214, though by the end of the year that number will be closer to 205. They are also working on collecting data on oral fluid testing. Discussion ensued.

Robert Jones reported that they are building their library of drugs for their new mass spectrometer, Time of Flight. He also shared that they are also working on getting it calibrated and accredited. Discussion ensued.

### Traffic Safety Resource Prosecutor

Deena Ryerson reported that the "Baby D.A. School" will be held next week for 24 new prosecutors. She also shared that she and several of her counterparts in other states will be meeting with Marilyn Huestis to assemble an easier to understand format on all the new marijuana related studies. Discussion ensued.

### Department of Public Safety Standards and Training

Chair Hayes reported that David Beatty is currently involved in training some new officers in Standardized field Sobriety Testing to become instructors.

### Driver and Motor Vehicle Services

Mary Grosso reported that the DMV is on track with the implementation of Senate Bill 397. She also repeated the timeline for the public comments process for the ignition interlock device Oregon Administrative Rules. She further reported that the DMV has received their first conviction for using marijuana while driving.

## **VII. OLD BUSINESS**

### Not on the Agenda: CLEAR Alliance Update

Mandi Puckett distributed a new tool that they have developed on Cannabinoid Hyperemesis. She further updated the Committee on other activities of interest. Discussion ensued.

### Transportation Safety Action Plan Policy Advisory Committee Update

Chair Hayes reported that the next meeting of the TSAP PAC will be on October 13, 2015. They will be reviewing some recommendations and making some decisions.

### Interim Legislative Workgroup on Ignition Interlock Devices

Amy Joyce reported that she has reached out to Representatives Greenlick and Olson to start the conversation of pulling together an interim workgroup. They are hoping to kick that off during the February 2016 legislative session. Discussion ensued.

### DWI Dashboard Questionnaire

Chair Hayes reported that six members have turned in the DWI Dashboard Questionnaire. He asked that the remaining members submit their responses to Rachelle Nelson.

## **VIII. NEW BUSINESS**

### Not on the Agenda - 7 Myths Alcohol Advertisers Want you to Believe

Mr. Estes distributed a copy of an article entitled "*Deadly Persuasion: 7 Myths Alcohol Advertisers Want You to Believe*". He believes we can learn from this and apply it to what is coming for marijuana advertising. Discussion ensued.

## **IX. ADJOURN**

The next meeting will be held on Friday, November 6, 2015 at the Department of Public Safety Standards and Training. With no further business brought before the Committee, Chair Hayes officially adjourned the GAC on DUII meeting.