



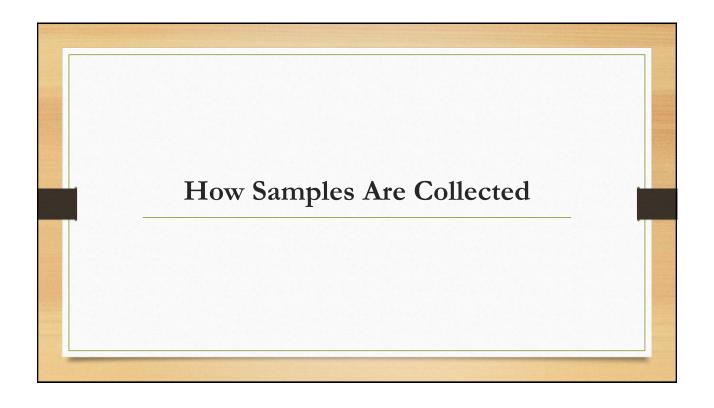


Rules and Guidelines

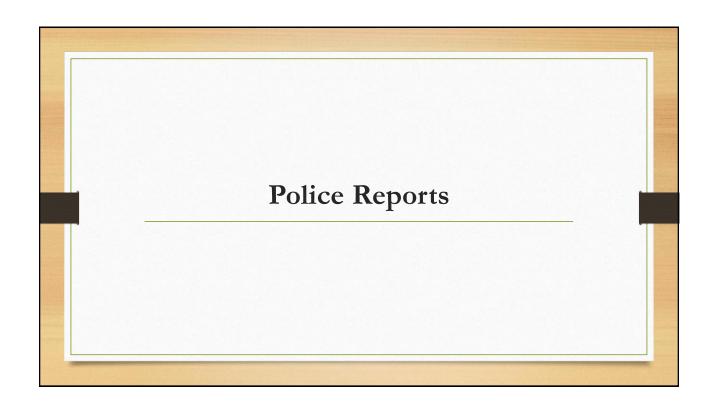
The Process

- DREs have the instruments
- Detect impairment
- Request a voluntary saliva sample (may collect 2)
- Place the sample in the machine
- Do not look at results until after the arrest process is complete
- Report the results

Legislation Blood/Urine collected and confirmed by BCA Cannot be used for arrest decision Committee members Statewide project Checking the reliability of the instruments



Process Request sample The subject handles the collection swab Once the swab turns blue, there is enough saliva collected Directed where to collect from Takes about 2 minutes



Language in Reports

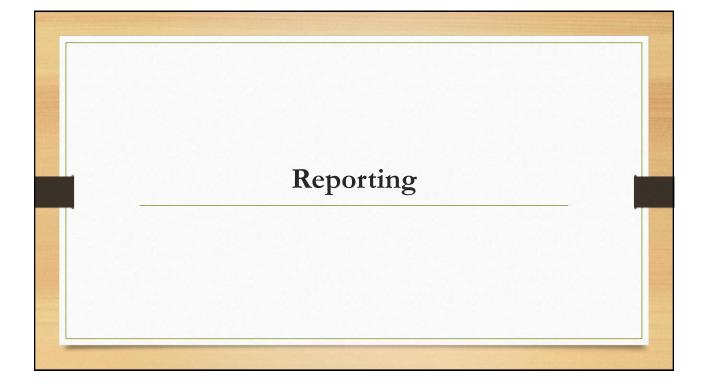
- Boiler plate language to put in the police report
- To be included in all reports where a sample was collected
- Drafted by several attorneys

Sample Was Collected

After the decision to arrest [Subject's Name] was made, I asked them if they would participate in Minnesota's pilot project for roadside testing by providing a sample of oral fluid for testing. [Subject's name] consented to roadside oral fluid testing for drugs and they swabbed the inside of their mouth as instructed. The sample was analyzed by the [Drug Test 5000 / Intoximeters SoToxa] device, which [has/have] been approved for the pilot project. I did not learn the results of the test until after [Subject's Name] was arrested and the arrest process was completed. None of the information gathered by the oral fluid device was used to form probable cause to arrest or used to obtain a search warrant for a blood or urine test.

Sample Was Not Collected

After the decision to arrest [Subject's Name] was made, I asked them if they would voluntarily participate in Minnesota's pilot project for roadside oral fluid testing. [Subject's name] declined to provide an oral fluid sample. [Subject's Name]'s choice to not participate in the pilot project did not factor into my decision to arrest them and was not used in the formation of probable cause to apply for a search warrant for a blood or urine test.



Dates Project completion is the end of August Report due to legislation February 2025 Small group is responsible for the report

