



State Board of Health Meeting Minutes



August 23, 2013
Director's Office Conference Room

Board of Health Members Participating: Nathalie Tunesvik, Michael Weaver, Annette Slack

DHSS Staff Present: Gail Vasterling, Harold Kirbey, Nikki Loethen, Sharon Ayers, Lori Brenneke, Brian Lutmer, Barb Wilbers

TOPIC	DISCUSSION	ACTION
Welcome <i>Gail Vasterling</i>	Gail welcomed everyone and thanked them for participating on the call.	
Board of Health Vote on Proposed Amendments/ Emergency Amendments <i>Gail Vasterling</i>	Gail provided an overview of the proposed amendments/emergency amendments.	Annette Slack made the motion to approve 19 CSR 25-30.031
19 CSR 25-30.031 Type II Permit (<i>Proposed Amendment</i>)	We need to file by an emergency to avoid confusion and legal challenges to using new equipment for DWI actions. Changes are primarily to model name and manufacturer listed in the rule. The company sold their rights to make these instruments so this is not something we had control over. We were informed of the sale about a day before the public announcement.	(<i>Proposed Amendment</i>), 19 CSR 25-30-031 (<i>Emergency Amendment</i>), 19 CSR 25-30.050 (<i>Proposed Amendment</i>), 19 CSR 25.30.050 (<i>Emergency Amendment</i>), 19 CSR 25-30.051 (<i>Proposed Amendment</i>), 19 CSR 25-30.060 (<i>Proposed Amendment</i>), 19 CSR 25-30.060 (<i>Emergency Amendment</i>)
19 CSR 25-30.050 Approved Breath Analyzers (<i>Proposed Amendment</i>)	Rule 19 CSR 25-30.051 is a non-emergency. It clarifies that law enforcement can use one of three standards to verify and calibrate breath analyzers, but they are not required to use all three.	
19 CSR 25-30.050 Approved Breath Analyzers (<i>Emergency Amendment</i>)	Staff experts were on the call to help answer any questions.	
19 CSR 25-30.051 Breath Analyzer Calibration and Accuracy Verification Standards (<i>Proposed Amendment</i>)		Michael Weaver seconded the motion.
19 CSR 25-30.060 Operating Procedures for Breath Analyzers (<i>Proposed Amendment</i>)		All in favor. None opposed. No Abstentions.

19 CSR 25-30.060 Operating Procedures for Breath Analyzers <i>(Emergency Amendment)</i>		
Adjourn	There being no further discussion, Gail requested a motion to adjourn.	Michael Weaver made the motion to adjourn. Annette Slack seconded the motion. All in favor. None opposed. No abstentions.
Next Meeting	October 22, 2013 at 12:00 p.m.	

Approved: _____ Date: _____
Chair, Board of Health