

# TEXAS DEPARTMENT OF PUBLIC SAFETY

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May 29, 2020

Travis County Attorney's Office  
P.O. Box 1748  
Austin, TX 78767

RE: Intoxilyzer Subject and Maintenance Records Update

As of today, the Office of the Scientific Director (OSD) at the Department of Public Safety has waived the requirement to perform an on-site QA Inspection of Intoxilyzer testing locations for the month of June 2020. Since discontinuing inspections in April, an evaluation of the current health crisis in conjunction with the needs of law enforcement statewide is evaluated each month to determine whether the Breath Alcohol Program will return to normal operations. At this time, some Intoxilyzer testing locations are in need of resupply or other maintenance, such as a solution change. Inspections may occur in June 2020 after seeking approval by OSD.

Based on the above criteria, some or possibly all Travis County testing locations will be inspected before the end of June 2020. These on-site inspections will not occur till after June 15, 2020 per OSD directive. As of today, only the two (2) instruments installed at Austin Criminal Justice Center have had maintenance performed since March 2020. Subject Records from six (6) of the eight (8) Travis County testing locations have not been collected or reviewed for discovery release. Subject Records release will be delayed until July 2020. This delay may be extended if Subject Records cannot be retrieved for all of the Travis County testing locations in June.

Maintenance Records available on the Breath Alcohol Laboratory's website have not been updated since April 2020. Since the deviation regarding the discontinuance of on-site inspections will not be finalized until normal operations have resumed, Maintenance Records will not be updated at this time.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Sharla Hanke'.

Sharla Hanke  
Forensic Scientist IV  
Technical Supervisor Area 019/Austin  
Texas Department of Public Safety  
Breath Alcohol Laboratory