

SOUTH CAROLINA LAW ENFORCEMENT DIVISION

4400 BROAD RIVER ROAD
COLUMBIA, SOUTH CAROLINA 29210



8.12.3 IMPLIED CONSENT – BREATH TEST SITES

POLICY: 8.12.3	DATE: SEPTEMBER 1, 1993	REVISION DATE: FEBRUARY 10, 2009
TITLE: IMPLIED CONSENT – BREATH TEST SITES		PAGE 1 OF 2

RESPONSIBLE AUTHORITY: DIRECTOR OF THE FORENSIC SERVICES LABORATORY

RELATED STANDARDS/STATUTES/REFERENCES: S.C. CODE OF LAWS, SECTIONS 23-31-410, 50-21-114, 55-1-100, 56-1-10, 56-1-286, 56-1-2130, 56-5-2950, 56-5-2953; S.C. CODE OF REGULATIONS, CHAPTER 73, ARTICLE I

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GENERAL PURPOSE: To set forth policies for the administration of implied consent breath alcohol tests.

POLICY: The Division will establish eligibility criteria for breath alcohol testing sites.

SPECIFIC PROCEDURES:

A. ELIGIBILITY

1. Based on available funding and need, SLED may purchase DataMaster DMTs for testing sites. Preference is given to sites that have a significant number of implied consent arrests, and an overnight adult detention facility, or sites in a county seat.
2. With the concurrence of SLED, other agencies may purchase DataMaster DMTs to be submitted for SLED certification.

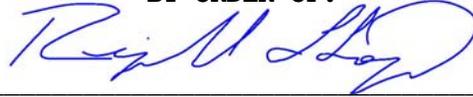
B. REQUIREMENTS

1. Each potential site for a certified DataMaster DMT is required to pass a site inspection by a SLED certified breath test specialist. The

certification record issued for each instrument serves as documentation the site inspection is approved.

2. The room temperature should be typically maintained between 60 degrees and 80 degrees Fahrenheit. NOTE: Monitoring of the site temperature is not required. If variances in site temperature become extreme, the instrument will abort the test due to varied status code messages.
3. Each site, except SLED, will have one dedicated phone line. Certified DataMaster DMTs at SLED are only required to have access to a phone line. Multiple DataMaster DMTs at the same site may each have a separate phone line or may, at the discretion of SLED, operate from one phone line using distinctive ring capability.
4. The phone line(s) may not be used for any purpose not related to the DataMaster DMTs.
5. Each site will have a high-speed internet connection.
6. Each site will have access to a 110-volt (normal household current) electrical line. The receptacle will be properly grounded and will be compatible with a three-prong plug. There will not be excessive demand on this line from other equipment.
7. Each site will be located in a secure building or van that can be secured by a lock.

BY ORDER OF:



REGINALD I. LLOYD
DIRECTOR OF SLED