

From: [Kenton Wong](#)
To: [Stupple, Alexandra \(CDPH-EXEC-OLS\)](#)
Cc: [Basciano, Dawn \(CDPH-OLS\)](#); [Mark Slaughter](#)
Subject: Re: FARC!
Date: Wednesday, October 28, 2015 3:00:22 PM
Attachments: [image001.png](#)

Hi Alex,

Thank you for the reminder. In looking at your OLS memo of the possible obstacles to OAL approval, I believe that the high points that Mark and I have focused on our section of p. 132 -171 are as follows:

Item 12: I am actually okay with CDPH continuing to send out proficiency tests (PT) to the forensic alcohol analysis (FAA) labs to determine the competency of Forensic Alcohol Analyst (FAA)/Forensic Alcohol Supervisor (FAS)'s as it's only one sample, 3x/year, so not a big deal...(Sec. 1215/1216) p. 155.

Item 11: CDPH has the right to review records that FAA labs must maintain to show compliance with the regs.

Item 10: Should be a breath test operator (not operator trainee) with training provided by a Forensic Alcohol Analyst (FAA) or Forensic Alcohol Supervisor (FAS).

Item 7: 1216.1(b)(2) Two years of *full-time employment involving analytical work experience* (italics added for clarity)

Item 6: Sufficient Sample Issue: The forensic alcohol analyst examining the sample should be able to determine if the sample is sufficient for providing a duplicate analysis, otherwise it is QNS (Quantity Not Sufficient). If there is insufficient sample available for subsequent analysis by defense, so be it as it is what it is. (p. 163)

p.132: Subsec 1215(M): "Precautionary Checklist" means a *written* guide (Italics added for clarity).

p.135: Qualified instructors, *such as an FAA/FAS* (italics added for clarity).

p.137: Subsec 1220(b)(2): Calibration of the *methods* (italics added for clarity).

p.143: 3.2: results to 3 digits (addressed).

p.143: 5.2: verification of CRM not necessary/redundant

p.144: 6.1 Crime *or Forensic Toxicology* (italics added for clarity).

p.146: 7:3 Section on Breath Operators (leave it as is and possibly remove the written test requirement as suggested).

p. 160: 1216.1(1): Possess a baccalaureate or higher degree in any applied physical or natural science *to include a total of 18 semester units in general chemistry, quantitative analysis and organic chemistry with related laboratories* (italics added for clarity).

p.167: 8.19: (strike "essentially").

We look forward to your input/suggestions to improve the document. Thank you.

Please note my new e-mail address:



Kenton S. Wong, D-ABC
Sr. Forensic Scientist
Forensic Analytical Sciences, Inc.
3777 Depot Road, Suite 403 | Hayward, California 94545-2761
Direct: 510-266-8132 | Fax: 510-887-4451 | Main: 510-266-8100
kwong@facrimelab.com | www.forensica.com

On Mon, Oct 26, 2015 at 6:19 PM, Stupple, Alexandra (CDPH-EXEC-OLS)
<Alexandra.Stupple@cdph.ca.gov> wrote:

Hello,

I hope you are coming along with the responses. Please send them to me and Dawn Basciano when completed. We need them no later than Friday, October 30, COB.

Thank you, and please, please do not hesitate to call or email with any questions!

Alex

Alexandra Stupple

Attorney

California Department of Public Health

Office of Legal Services

1415 L Street

Suite 500

Sacramento, CA 95814

Ph: [916-445-6517](tel:916-445-6517)

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