

**CHAPTER 7502**  
**DEPARTMENT OF PUBLIC SAFETY**  
**BUREAU OF CRIMINAL APPREHENSION**  
**TRAINING FOR INTOXICATION TESTING**

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**7502.0100 DEFINITIONS.**

Subpart 1. **Scope.** For the purposes of this chapter, the following terms shall have the meanings ascribed to them.

Subp. 2. **Administer.** "Administer" means the collection of a specimen of blood, breath, or urine from a person for the purpose of analyzing such specimen to determine the alcoholic content of the person's blood.

Subp. 3. **Commissioner.** "Commissioner" means the commissioner of public safety of the state of Minnesota.

Subp. 4. **Interpret.** "Interpret" means to derive a blood-alcohol content reading from analysis of a sample of blood, breath, or urine.

Subp. 5. **Peace officer.** "Peace officer" means a person described by the provisions of Minnesota Statutes 1974, section 169.123, subdivision 1.

**Statutory Authority:** *MS s 169.123 subd 3*

**7502.0200 PURPOSE AND SCOPE.**

The purpose of parts 7502.0100 to 7502.0700 is to establish minimum standards of training for persons administering and interpreting a chemical test for intoxication at the direction of a peace officer, pursuant to the provisions of Minnesota Statutes, section 169.123, subdivision 3.

**Statutory Authority:** *MS s 169.123 subd 3*

**7502.0300 PERSONS WHO MAY ADMINISTER BLOOD TESTS.**

Only a person who has been trained and is employed in the capacity of a physician, registered nurse, medical technologist, medical technician, or laboratory assistant may administer a blood test.

**Statutory Authority:** *MS s 169.123 subd 3*

**7502.0400 PERSONS WHO MAY ADMINISTER BREATH TESTS.**

Any person who has satisfactorily completed a course of formal classroom instruction in the use of an instrument specially manufactured to analyze a specimen of breath to determine the alcoholic content of the blood may administer a breath test at the direction of a peace officer. The course of instruction must be approved by the commissioner. After completion of the described course such person may be required to periodically demonstrate, to the commissioner or his duly authorized and acting agents, his competence to satisfactorily operate such instrument.

**Statutory Authority:** *MS s 169.123 subd 3*

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### 7502.0500 PERSONS WHO MAY ADMINISTER URINE TESTS.

Any person may administer a urine test.

**Statutory Authority:** *MS s 169.123 subd 3*

### 7502.0600 PERSONS WHO MAY INTERPRET BLOOD OR URINE TESTS.

Any person who meets the educational and occupational standards set forth in items A and B may interpret blood or urine tests:

A. educational qualifications: a bachelor's or higher degree in chemistry, biochemistry, biology, biological sciences, pharmacology, criminalistics, toxicology, or medical technology;

B. occupational qualifications: full-time employment or self-employment as a criminalist, crime laboratory analyst, toxicologist, pathologist, chemist, biochemist, medical technologist, medical laboratory technician, or medical laboratory assistant.

**Statutory Authority:** *MS s 169.123 subd 3*

### 7502.0700 METHODS OF ANALYZING BLOOD OR URINE SAMPLES.

Blood and urine samples shall be tested for alcohol using only procedures approved and certified to be a valid and reliable testing procedure by the laboratory director, Forensic Toxicology Services, Bureau of Criminal Apprehension, Minnesota Department of Public Safety, based upon one of the following quantitative methods:

A. gas chromatography;

B. alcohol dehydrogenase reaction;

C. microdiffusion; or

D. oxidation of distillate with potassium dichromate or other approved oxidizing agents.

**Statutory Authority:** *MS s 169.123 subd 3*