

State of North Dakota)
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County of Burleigh)

I, Janelle Portscheller, do hereby certify that I am the duly-appointed State Toxicologist for the State of North Dakota and an official custodian of the records and files of the office thereof, that I have carefully compared the

Memo – Lists of Approved Chemical Testing Devices for July 1, 2022 & July 1, 2023 (08-02-23)

hereto attached with the respective original as the same appears of record on file in the Office of Attorney General, Crime Laboratory Division, in the County of Burleigh, North Dakota, and find the same to be a true and correct copy thereof and of the whole thereof. In witness whereof I have set my hand at the city of Bismarck, in said county this:

2 day of August, 2023

Janelle Portscheller
Janelle Portscheller, State Toxicologist

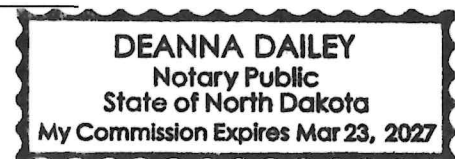
State of North Dakota)
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County of Burleigh)

On this 2nd day of August, 2023, before me personally appeared Janelle Portscheller, known to me to be the State Toxicologist for the State of North Dakota, and acknowledged to me that he has executed the same.

Subscribed to and sworn before me this:

2nd day of August, 2023

Deanna Dailey
Deanna Dailey, Notary Public, State of North Dakota
My Commission Expires March 23, 2027



(SEAL)



STATE OF NORTH DAKOTA
OFFICE OF ATTORNEY GENERAL
www.attorneygeneral.nd.gov
(701) 328-2210

Drew H. Wrigley
ATTORNEY GENERAL

CRIME LABORATORY DIVISION
2641 East Main Avenue
Bismarck, ND 58501
(701) 328-6159

TO: All Prosecutors, Administrative Hearing Officers and Criminal Justice Agencies

FROM: Janelle Portscheller, State Toxicologist *JLP*

DATE: August 2, 2023

RE: Lists of Approved Chemical Testing Devices for July 1, 2022 & July 1, 2023

An omission was noted on the issued Lists of Approved Chemical Testing Devices for July 1, 2022, and July 1, 2023. The reference to chapter 39-20 of the North Dakota Century Code in the first paragraph of the documents was inadvertently left out as follows:

Original first paragraph:

Each of the following Intoxilyzer® 8000 has been inspected on the date indicated below by a Field Inspector appointed, trained, certified, and supervised by the State Toxicologist and has been found to be in good working order by such Inspector, and is therefore approved by the State Toxicologist as a device for the analysis of breath to determine alcohol concentration, in accordance with Section 20.1-13.1, 20.1-15, 39-06.2, and/or 39-24.1 of the North Dakota Century Code.*

This paragraph should state:

Each of the following Intoxilyzer® 8000 has been inspected on the date indicated below by a Field Inspector appointed, trained, certified, and supervised by the State Toxicologist and has been found to be in good working order by such Inspector, and is therefore approved by the State Toxicologist as a device for the analysis of breath to determine alcohol concentration, in accordance with Section 20.1-13.1, 20.1-15, 39-06.2, **39-20**, and/or 39-24.1 of the North Dakota Century Code.*

This memo is intended to make clear the Lists of Approved Chemical Testing Devices for July 1, 2022, and July 1, 2023, were and are approved in accordance with Section 39-20 of the North Dakota Century Code.