

**WAC 448-16-090 Operators.** The state toxicologist, or certified instructors will certify as "operators" persons found by them to be competent and qualified to administer breath tests for alcohol concentration using approved breath testing instruments.

If an operator fails or refuses to demonstrate to the state toxicologist or to a certified instructor, that he or she has the ability to adequately perform his or her responsibilities as an operator, then the state toxicologist will suspend their permit.

[Statutory Authority: RCW 46.61.506. WSR 10-24-066, § 448-16-090, filed 11/30/10, effective 12/31/10; WSR 04-19-144, § 448-16-090, filed 9/22/04, effective 10/23/04.]