



March 2nd, 2017

Honorable Chair Jeff Barker
House Judiciary Committee
2017 Legislative Session

TESTIMONY FOR HOUSE BILL 2613

Chair Barker, members of the committee, my name is Sergeant Evan Sether of the Oregon State Police. I am the state coordinator for Oregon's Drug Evaluation & Classification Program (DECP), otherwise known as the Drug Recognition Expert (DRE) Program. The Oregon State Police is neutral on this bill. My intent is to provide factual information pertaining to House Bill 2613.

Data on Non-Controlled Substances

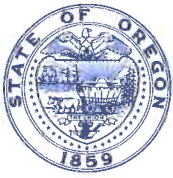
There are two sources of data that may provide some context for the current frequency of non-controlled substances in DUII investigations: The Oregon State Police Forensic Services Division and the Oregon Drug Evaluation & Classification Program.

OSP Forensic Services Division

The data table below shows the frequency of specified non-controlled substances in urine samples for 2014 through early 2017*. These 251 urine samples were connected to fatal motor vehicle collisions and/or traffic crimes such as Driving Under the Influence of Intoxicants, Fail to Perform Duties of a Driver (Hit & Run), Unauthorized Use of a Motor Vehicle. Some urine samples were also positive for other non-controlled substances such as blood pressure medications or un-specified antihistamines, but those substances are not represented here. The mere presence of these substances in a urine sample does not imply the subject was impaired by them.

** 2016 data is still incomplete*

Drug Name	# of Cases	Description
Diphenhydramine	70	Diphenhydramine (Benadryl, Sominex), an over-the-counter antihistamine and sedative
Citalopram/Escitalopram	45	Citalopram (Celexa) and/or Escitalopram (Lexapro), both prescription antidepressants
Trazodone	28	Trazodone (Desyrel), a prescription antidepressant
Doxylamine	26	Doxylamine (NyQuil, Unisom), an over-the-counter antihistamine and sedative
Gabapentin	26	Gabapentin (Neurontin), a prescription anticonvulsant



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Sertraline	23	Sertraline (Zoloft), a prescription antidepressant
Hydroxybupropion	22	Hydroxybupropion, a metabolite of bupropion (Wellbutrin) which is a prescription antidepressant
Venlafaxine	21	Venlafaxine (Effexor), a prescription antidepressant
Methorphan (Dextromethorphan)	20	Methorphan (isomer undetermined), usually encountered as dextromethorphan, a cough suppressant
Bupropion	17	Bupropion (Wellbutrin), a prescription antidepressant
Fluoxetine	15	Fluoxetine (Prozac), a prescription antidepressant
Metoprolol	15	Metoprolol (Toprol), a prescription blood pressure medication
Lamotrigine	14	Lamotrigine (Lamictal), a prescription anticonvulsant
Norvenlafaxine	14	Norvenlafaxine (Pristiq), a prescription antidepressant and a metabolite of venlafaxine (Effexor)
Olanzapine	14	Olanzapine (Zyprexa), a prescription antipsychotic
Cyclobenzaprine	13	Cyclobenzaprine (Flexeril), a prescription muscle relaxant
meta- Chlorophenylpiperazine	10	meta-Chlorophenylpiperazine (mCPP), a phenylpiperazine and a metabolite of trazodone (Desyrel)
Nortriptyline	10	Nortriptyline (Pamelor), a prescription antidepressant and a metabolite of amitriptyline
Quetiapine	9	Quetiapine (Seroquel), a prescription antipsychotic
Topiramate	9	Topiramate (Topamax), a prescription anticonvulsant
Valproic Acid	9	Valproic Acid (Depakote), a prescription anticonvulsant and mood-stabilizing drug
Amitriptyline	7	Amitriptyline (Elavil, Endep), a prescription antidepressant
Chlorpheniramine	7	Chlorpheniramine (Chlor-Trimeton), an over-the-counter antihistamine
Paroxetine	6	Paroxetine (Paxil), a prescription antidepressant
Mirtazapine	5	Mirtazapine (Remeron), a prescription antidepressant
Hydroxyzine	3	Hydroxyzine (Vistaril, Atarax), a prescription antihistamine, antiemetic and anti-anxiety drug
Benztropine	2	Benzotropine (Cogentin), a prescription anticholinergic drug
Clonidine	2	Clonidine (Catapres), a prescription blood pressure medication
Levetiracetam	2	Levetiracetam (Keppra), a prescription anticonvulsant
Lidocaine	2	Lidocaine (Xylocaine), an anesthetic
Methocarbamol	2	Methocarbamol (Robaxin), a prescription muscle relaxant
Promethazine	2	Promethazine (Phenergan), a prescription antihistamine, antiemetic and sedative
Tizanidine	2	Tizanidine (Zanaflex), a prescription muscle relaxant
Verapamil	2	Verapamil (Isoptin), a prescription blood pressure and antiarrhythmic medication
Atomoxetine	1	Atomoxetine (Strattera), a prescription ADHD medication
Buspirone	1	Buspirone (BuSpar), a prescription antidepressant and anti-anxiety drug
Carbamazepine	1	Carbamazepine (Tegretol), a prescription anticonvulsant
Clozapine	1	Clozapine (Clozaril), a prescription antipsychotic
Desipramine	1	Desipramine (Norpramin), a prescription antidepressant and a metabolite of imipramine
Doxepin	1	Doxepin (Adapin), a prescription antidepressant
Imipramine	1	Imipramine (Tofranil), a prescription antidepressant
Other - see Case Info	1	Other - see Case Info for details
Phenytoin	1	Phenytoin (diphenylhydantoin, Dilantin), a prescription anticonvulsant
Propranolol	1	Propranolol (Inderal), a prescription blood pressure medication
Zonisamide	1	Zonisamide (Excegran, Zonegran), a prescription anticonvulsant





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Oregon Drug Evaluation & Classification Program

Between 2014 and 2015*, Oregon DREs performed drug evaluations on at least 94 subjects who were later found to have only non-controlled substances detectable in their urine samples. This represents approximately 3% of the 2787 drug evaluations performed by Oregon DREs over those two years. These figures do not include subjects who refused to provide a urine sample and may they have been impaired by a non-controlled substance. Of those 94 cases, DREs rendered opinions of drug impairment in 64 (68%) of the cases. In the remaining 30 cases, the subjects were deemed to be not impaired at the time, medically impaired, or only impaired by alcohol. These statistics illustrate that the number of individuals found to be driving while under the influence of non-controlled substances only is not a large number and the passage of this bill will not create a large influx of DUII cases.

** 2016 data is not yet available.*

This concludes my testimony. I am happy to answer any questions the committee may have.

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