



**Minnesota Law Enforcement
Explorer Association
2019 State Conference Scenario: DWI**



POST: _____ **FINAL SCORE:** _____

Team Members: _____

Team #: _____ Date: _____ Time: _____

Vehicle in Motion Phase

- | | |
|--|-----|
| 1. Gathers information about stop (reason for stop, driving conduct, etc...) | /5 |
| 2. Gathers information about surroundings (roadway design, traffic conditions, location relative to establishments that furnish alcohol, etc...) | /5 |
| 3. Articulates location and safety considerations necessary for SFST's | /5 |
| 4. Articulate any additional resources needed | /5 |
| TOTAL | /20 |

Personal Contact Phase

- | | |
|--|-----|
| 1. Officer makes contact while remaining behind the door frame & identifies him/herself | /5 |
| 2. Gains and maintains immediate control of occupants' hands | /5 |
| 3. Provides the driver with an explanation of the violation | /5 |
| 4. Requests driver's license and proof of insurance | /5 |
| 5. Asks open-ended questions to expand the scope of the stop | /5 |
| 6. Makes observations about the driver's physical actions inside of the vehicle (fumbling documents, hands shaking, fidgety, etc...) | /5 |
| 7. Makes observations about the driver's physical appearance (Blood shot eyes, soiled clothing, flush face, etc...) | /5 |
| 8. Makes observations about the driver's quality of speech (Slurred Speech, Slow, Deliberate, etc...) | /5 |
| 9. Obtains an admission of alcohol/narcotic consumption prior to driving (How many drinks before driving, last time narcotics were used, etc...) | /5 |
| 10. Confirms if they can detect the odor/smell of alcohol/narcotics coming from the vehicle | /5 |
| 11. Checks the interior of the vehicle for alcohol containers/drug paraphernalia | /5 |
| TOTAL | /55 |

Driver Exits the Vehicle

- | | |
|---|----|
| 1. Gathers enough information/probable cause to request driver out of the vehicle | /5 |
| 2. Directs driver to proper testing location | /5 |

3. Makes Observations about drivers physical balance/physical condition and driver exits the vehicle and walks to testing location /5

TOTAL

/ 15

Horizontal Gaze Nystagmus

1. Positions driver facing away from traffic and other distractions /5
2. Verbalizes de-activating front emergency lights /5
3. Positions driver with feet together and hands at their sides /5
4. Asks driver about any pre-existing medical conditions /5
5. Asks driver about contacts and glasses (has driver remove glasses if worn) /5
6. Positions stimulus 12-15 inches away from drivers eyes and slightly above eye level /5
7. Checks for equal pupil size and resting nystagmus /5
8. Performs check for equal tracking /5
9. Performs check for the lack of smooth pursuit (with confirmation check) /5
10. Performs check for Distinct and sustained nystagmus at maximum deviation (with confirmation check) /5
11. Performs check for Onset of nystagmus prior to 45 degree (with confirmation check) /5
12. Performs check for vertical nystagmus (with confirmation check) /5
13. Gather clues observed during **performed** tests from judge /5

TOTAL

/65

Walk and Turn

1. Positions driver facing squad car in preparation for test /5
2. Asks driver about any pre-existing medical conditions /5
3. Gives driver clear and concise instructions about how to stand during instruction portion of the test /5
4. Has driver stand in prescribed manner dictated by test /5
5. Gives driver clear and concise instructions and demonstrates how to perform the test /15
6. Verbalizes clues observed during the test to the judge /10

TOTAL

/45

One Leg Stand

1. Positions driver facing squad car in preparation for test /5
2. Positions driver with feet together and hands at their sides /5
3. Asks driver about any pre-existing medical conditions /5
4. Gives driver clear and concise instructions and demonstrates how to perform the test /15
5. Verbalizes clues observed during the test to the judge /10

TOTAL

/40

PBT/Arrest

1. Makes decision to administer PBT based upon totality of clues/indicators observed during previous tests /5
2. Gives driver clear and concise instructions about how to blow into PBT. /5
3. PBT is administered /5

- | | | |
|--|----|-----|
| 4. Makes appropriate arrest decision | /5 | |
| 5. Runs driver to get information about prior offenses | /5 | |
| TOTAL | | /25 |

Testing Decision

- | | | |
|--|----|-----|
| 10. Verbalizes based on the totality of the circumstances which evidentiary test will be pursued | /5 | |
| 11. Verbalizes obtaining a warrant or reading Minnesota breath test advisory | /5 | |
| 12. Gather result of evidentiary test from judge | /5 | |
| TOTAL | | /15 |

Charging / Civil Penalties

- | | | |
|---|-----|-----|
| 1.) Makes correct charging decision based upon facts of the arrest | /10 | |
| 2.) Correctly identifies the civil penalties associated with level of DWI and Verbalizes taking the correct civil actions (Invalidating driver's license, removing plates from the vehicle, etc...) | /10 | |
| 3.) Offers the driver the correct Civil paperwork given the level of DWI he is being charged with | /10 | |
| TOTAL | | /30 |

DWI Knowledge Questions

- | | | |
|---|----|-----|
| 1.) What court case requires all law enforcement officers to obtain a search warrant prior to obtaining a blood or urine test?
<i>Missouri v. Mcneely</i> | /5 | |
| 2.) If a police officer suspects an individual is impaired on a substance other than alcohol, what is the name of an additional roadside impairment test that can be administered?
<i>Romberg Balance Test</i> | /5 | |
| 3.) What are the three primary aggravating factors an officer must consider when charging a DWI?
<i>AC of .16 or greater, Prior DWI convictions within the last 10 years, child in the car under 16 years old (greater than 36 month age difference)</i> | /5 | |
| TOTAL | | /15 |

Comments

Score Summary

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Personal Contact	/55
Driver Exits the Vehicle	/15
Horizontal Gaze Nystagmus	/65
Walk and Turn	/45
One Leg Stand	/40
PBT / Arrest	/25
Testing Decision	/15
Charging / Civil Penalties	/30
DWI Knowledge Questions	/15
Total	/325