

## Deviation from Documented Procedures Form Texas DPS Crime Laboratory Houston Blood Alcohol Submissions

**Dates of Deviation:** 04/04/2023 – 05/03/2023

**Type of Deviation:** DPS Crime Laboratory Blood Alcohol Outsourcing Part 24

**Describe the Deviation:**

The Texas Department of Public Safety (DPS) Crime Laboratory Houston offered to test our blood alcohol samples after the BCSO Crime Laboratory withdrew our scope of accreditation with ANAB. Thirty or less samples are selected at a time. This batch includes 24 samples. Laboratory staff prepare the samples by filling out the DPS Crime Laboratory submission form, ensuring there is sufficient sample for analysis, and moving the evidence to the overflow refrigerator. Investigators from the District Attorney's office are then picking up samples from the laboratory to submit to the DPS Crime Laboratory. Upon completion of analysis, a report is sent to the BCSO Crime Laboratory email and a contact at the District Attorney's office. If there are more cases to be submitted, the cycle repeats and the investigator picks up the previous set of samples, if available, upon submission of the next. A copy of the report from DPS Crime Laboratory Houston, this deviation, and a letter from the BCSO Crime Laboratory Director will be included in every case file.

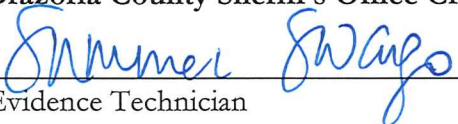
**Reason for Deviation:**

The BCSO Crime Laboratory has voluntarily suspended operations and withdrawn our scope of accreditation pertaining to Toxicology, both blood alcohol and blood drug, while we develop new methods. We are still currently accepting biological evidence but not testing at this time. According to the *Texas Administrative Code Title 37 Part 15 Chapter 651 Subchapter A*, accreditation is required of analysis that involves use in a criminal proceeding. Evidence is typically submitted with an offense listed. The BCSO Crime Laboratory could no longer produce reports viable for criminal proceedings.

**Laboratory Number(s) (if applicable):**

BCCL-22-1431	BCCL-22-2242	BCCL-23-0409
BCCL-22-1440	BCCL-23-0085	BCCL-23-0442
BCCL-22-1573	BCCL-23-0139	BCCL-23-0444
BCCL-22-1893	BCCL-23-0235	BCCL-23-0445
BCCL-22-2155	BCCL-23-0296	BCCL-23-0446
BCCL-22-2161	BCCL-23-0349	BCCL-23-0461
BCCL-22-2213	BCCL-23-0353	BCCL-23-0466
BCCL-22-2226	BCCL-23-0366	BCCL-23-0537

**Brazoria County Sheriff's Office Crime Laboratory**

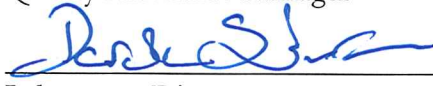
  
Evidence Technician

5.15.23  
Date

**Texas DPS Crime Laboratory Houston Blood Alcohol Submissions  
DPS Crime Laboratory Blood Alcohol Outsourcing Part 24**

  
\_\_\_\_\_  
Quality Assurance Manager

15 May 2023  
Date

  
\_\_\_\_\_  
Laboratory Director

15 May 2023  
Date