

SENATE BILL SUMMARY

Prepared by the Division of Legislative Information for the Senate Bill **AS ORIGINALLY FILED**. For more detail, see Senate Bill Analyses, if available, prepared by the Senate's professional committee staff.

SB 804 Traffic Accidents/Blood Testing by Senator Wise

Requires a law enforcement officer who has a reasonable suspicion that a person was driving or in actual physical control of a motor vehicle involved in an accident that may have caused or contributed to the death or serious bodily injury of a human being to require that person to submit to a blood test to determine the alcoholic content or the presence of chemical or controlled substances. Requires that the blood test need not be incidental to a lawful arrest. Provides that the result of the test, whether gathered prior to, during, or after the test, is admissible at trial if the court is satisfied that probable cause exists to believe the person was under the influence at the time of the accident, independent of the test result. (See bill for details)