

Joint Committee on Ways and Means

Carrier – House: Rep. Williamson
Carrier – Senate: Sen. Winters

Revenue: No revenue impact

Fiscal: No fiscal impact

Action: Do Pass the A-Engrossed Measure as Amended and as Printed B-Engrossed

Vote: 24 – 0 – 2

House

Yeas: Barker, Buckley, Frederick, Freeman, Hanna, Huffman, Jenson, Komp, Nathanson, Read, Richardson, Smith, Tomei, Williamson

Nays:

Exc: McLane

Senate

Yeas: Bates, Devlin, Edwards, Girod, Hansell, Johnson, Monroe, Steiner Hayward, Whitsett, Winters

Nays:

Exc: Thomsen

Prepared By: John Terpening, Legislative Fiscal Office

Meeting Date: June 28, 2013

WHAT THE MEASURE DOES: Clarifies that nothing in the implied consent law precludes a police officer from obtaining a chemical test of a person's breath or blood through lawful means for use in a criminal or civil proceeding.

ISSUES DISCUSSED:

- Fiscal impact of the measure
- Proposed amendment

EFFECT OF COMMITTEE AMENDMENT: Replaces the original measure.

BACKGROUND: The change to HB 2117 is a response to the United State Supreme Court decision, Missouri v. McNeely, decided April 17, 2013. The measure reiterates the informed consent law.