

**HB 2614 STAFF MEASURE SUMMARY**

**House Committee On Judiciary**

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**Prepared By:** Josh Nasbe, Counsel

**Meeting Dates:** 3/2

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**WHAT THE MEASURE DOES:**

Expands implied consent law applicable to persons who operate motor vehicles on premises open to the public. Adds consent to submit to chemical test of blood and evaluation by certified drug recognition evaluation expert. Punishes refusal to submit to blood test with presumptive fine of \$650 and suspension of drivers license. Provides that refusal to submit to evaluation by drug recognition evaluation expert is admissible in civil or criminal proceeding.

*REVENUE: May have revenue impact, but no statement yet issued*

*FISCAL: May have fiscal impact, but no statement yet issued*

**ISSUES DISCUSSED:**

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

Under Oregon law, a person who operates a motor vehicle on premises open to the public is deemed to have given prior consent to a chemical test of the person's breath and, following an accident in which the person is treated in a medical facility, the person's blood, for the purpose of determining whether the person is driving while under the influence of intoxicants. House Bill 2614 expands the circumstances under which a person is deemed to consent to a chemical test of the person's blood, while imposing a new consent requirement applicable to drug recognition evaluations.