

HB 3005 -1 STAFF MEASURE SUMMARY

House Committee On Judiciary

Prepared By: Michael Lantz, Counsel

Meeting Dates: 3/21

WHAT THE MEASURE DOES:

Defines ignition device service center and manufacturer's representative. Modifies percent blood alcohol level needed to trigger failed interlock device test. Clarifies criminal background check requirements for interlock device technicians. Directs creation of process to contest negative report. Declares emergency, effective on passage.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-1 Clarifies blood alcohol level standard. Reduces frequency of required device testing. Clarifies background check requirements for technicians.

BACKGROUND:

In 2017, the Legislative Assembly passed House Bill 2638 B which set standards for the installation and maintenance of interlock ignition devices (IID). These devices are installed in a person's vehicle after that individual is convicted of driving under the influence of intoxicants (DUII) or enters a DUII diversion program. The IID prevents a person from starting his or her vehicle if the device detects the presence of alcohol by analyzing the person's breath and creates a negative report. IIDs are provided and installed by private companies with oversight from the Department of Transportation. This oversight authority will transfer from the Department of Transportation to the Department of State Police on July 1 of this year.

SB 3005 defines and clarifies the responsibilities of an IID manufacturer's representative and an IID service center and changes the percent blood alcohol level needed to trigger a negative report from .00 to .02 to conform with national best practice standards. It also clarifies the background check standards for IID technicians and directs the Department of State Police to develop a process by which an individual can contest a negative report.