

HB 250 closes the above described loophole by making a suspect's refusal to sign a health care facility's waiver of liability the same as refusing to submit to the test.

Part III: Fiscal Explanation, Bill Provisions, and Estimated Cost

The fiscal impact of HB 250 on local governments is expected to be minimal.

The legal challenge giving rise to HB 250 was predicated upon a narrow set of facts, and its holding does not affect the majority of DUI cases. The bill would strengthen DUI laws by precluding a person from evading those laws by agreeing to a blood test but then refusing to sign a health care facility's waiver of liability prior to the administration of the blood draw.

Data Source(s): Kentucky Sheriff's Association, LRC staff

Preparer: Mary Stephens **Reviewer:** MCY **Date:** 2/18/15