



2007 ASSEMBLY BILL 498

September 11, 2007 - Introduced by Representatives GUNDRUM, NEWCOMER, STASKUNAS, J. OTT, SUDER, A. OTT, BERCEAU, ZEPNICK, JORGENSEN, PETERSEN, NYGREN, BIES, STRACHOTA, VOS, PETROWSKI, OWENS, MOLEPSKE, TOWNSEND, SHERIDAN, LEMAHIEU and GUNDERSON, cosponsored by Senators KEDZIE, LEHMAN, SULLIVAN and ROESSLER. Referred to Committee on Judiciary and Ethics.

1 **AN ACT to create** 23.33 (13) (b) 1m., 30.80 (6) (a) 1m., 346.65 (2) (am) 1m., 350.11
2 (3) (a) 1m. and 973.06 (1) (j) of the statutes; **relating to:** costs of administering
3 tests for intoxication.

Analysis by the Legislative Reference Bureau

Under current law, a law enforcement officer may request a person to provide a sample of breath, blood, or urine for analysis if the person is arrested for operating while intoxicated a vehicle, an all-terrain vehicle, a boat, or a snowmobile or for injury or homicide by intoxicated use of a vehicle. Upon the request of a law enforcement officer, a test facility must perform an analysis of a person's sample of blood.

Under this bill, if the person violates one of the laws mentioned above, the person must be assessed any costs associated with acquiring a blood sample and administering a blood test or analysis that were charged to or paid by a law enforcement agency.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 23.33 (13) (b) 1m. of the statutes is created to read:

