$\mathbf{2}$

3

4

5

6

7

8

9

10

11

12

13

State of Misconsin 1999 - 2000 LEGISLATURE

LRBa0259/1 RPN:cmh&jlg:jf

ASSEMBLY AMENDMENT 1, TO 1999 ASSEMBLY BILL 160

April 22, 1999 - Offered by Representative Goetsch.

1	At the	locations	indicated.	amend	the	bill	as follows:

- **1.** Page 2, line 14: delete "each" and substitute "a".
- 2. Page 2, line 15: delete "knew" and substitute "has probable cause to believe".
 - **3.** Page 2, line 17: delete lines 17 and 18 and substitute:
 - "1. That a person died or is likely to die as a result of the operation of a motor vehicle involved in the accident.".
 - **4.** Page 2, line 22: after "accident." insert "If a blood specimen has been withdrawn from the person for medical reasons in an amount sufficient to provide 10 cc. of blood for testing under this paragraph, that blood shall be used for the testing and no additional blood specimen shall be withdrawn from the person.".
 - **5.** Page 3, line 8: delete that line and substitute "and the cost of withdrawing the blood specimen solely at the request of a law enforcement officer. The department".

1

2

3

4

5

6

7

8

9

6. Page 3, line 10: after that line insert:

"(d) The results of an analysis under par. (c) are admissible at trial if the court, after reviewing all of the evidence regardless of whether the evidence was gathered before, during or after taking the blood specimen for the analysis, is satisfied that probable causes exists, independent of the analysis results, to believe that at the time of the accident the operator was under the influence of alcohol, controlled substances, controlled substance analogs or other drugs, or any combination of alcohol, controlled substances, controlled substance analogs and other drugs, or had a prohibited alcohol concentration."

10 (END)