



House of Representatives *State of Utah*

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February 5, 2004

Mr. Speaker:

The Transportation Committee recommends **H.R. 7, DRIVING UNDER THE INFLUENCE RESOLUTION**, by Representative D. Love, be replaced and reports a favorable recommendation on **1st Sub. H.R. 7, DRIVING UNDER THE INFLUENCE RESOLUTION** with the following amendments:

1. *Page 2, Lines 28 through 36:*

28 WHEREAS, according to the 2003 DUI Best Sentencing Practices Guidebook,
29 published by the Utah Sentencing Commission, judges should be aware of the
Blood Alcohol

30 Content (BAC) before imposing sentence; and

31 WHEREAS, The First Annual DUI Report to the Utah Legislature indicates
that in

32 Utah in 2003, 1,850 individuals suspected of driving under the influence refused to
submit to a

33 blood alcohol content level test ~~[[;and-]]~~ :

34 ~~[[WHEREAS, Court precedent in California and the United States
Supreme Court~~

35 ~~affirms the rights of law enforcement officers to require an individual
suspected of driving~~

36 ~~under the influence to submit to a blood alcohol content level test:]]~~

Respectfully,

Joseph G. Murray
Committee Chair

Voting: 10-0-3

7 HR0007.HC1.WPD 2/5/04 9:56 am benchristensen/BNC JLW/ALH

Bill Number



HR0007S01

Action Class



H

Action Code



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