



**Senate Fiscal Agency**  
**P. O. Box 30036**  
**Lansing, Michigan 48909-7536**

BILL



ANALYSIS

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Senate Bill 80 (as reported without amendment)  
Sponsor: Senator Wayne Schmidt  
Committee: Judiciary

### **CONTENT**

The bill would amend the Michigan Vehicle Code to do the following:

- Specify that, if a driver's urine were obtained for medical treatment after a motor vehicle accident, the results of a chemical analysis of the sample would be admissible in any civil or criminal proceeding to show the amount of alcohol or presence of a controlled substance or other intoxicating substance in the urine.
- Provide that a person would be considered to have given consent to chemical tests of his or her blood, breath, or urine if a peace officer had reasonable cause to believe that the person was the operator of a vehicle that caused a fatal accident.
- Provide that the results of a chemical test in a fatal accident would be admissible in a criminal prosecution if the court determined that reasonable cause existed, independent of the test results, to believe that the person was impaired or under the influence of alcohol, a controlled substance, and/or other intoxicating substance.
- Require a sample of blood taken from a deceased driver of a vehicle involved in an accident to be withdrawn in a manner directed by a law enforcement officer, rather than as directed by the medical examiner.

MCL 257.625a & 257.625c

Legislative Analyst: Patrick Affholter

### **FISCAL IMPACT**

The bill would have no fiscal impact on State or local government.

Date Completed: 2-15-17

Fiscal Analyst: Bruce Baker